

# **Additional Education Funding House File 2792**

**FINAL ACTION**

May 3, 2006

**An Act relating to government operation and finances, including the funding of, operation of, and appropriation of moneys to the department of education, the department of management, the department of veterans affairs, and the state board of regents, providing for participation in an instructional support program by school districts, relating to education standards and services by providing for a statewide core curriculum and standards study, providing for adjusted additional property tax levy aid for school districts, allocating and restricting utilization of local option sales and services tax moneys under specified circumstances, providing for an equity in property taxation interim study, making an appropriation, providing for an increase in the number of years for which supplementary weighting for limited English proficient students may be obtained, and providing effective and applicability dates.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

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## EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

## HOUSE FILE 2792 ADDITIONAL EDUCATION FUNDING

### DIVISION I:

#### STUDENT ACHIEVEMENT AND TEACHER QUALITY

- Appropriates \$104,343,894 from the General Fund to the Department of Education for FY 2007 for the Student Achievement and Teacher Quality Program. (Page 1, Line 3)
- Appropriates \$139,343,894 from the General Fund to the Department of Education for FY 2008 for the Student Achievement and Teacher Quality Program. (Page 1, Line 3)
- Appropriates \$174,343,894 from the General Fund to the Department of Education for FY 2009 for the Student Achievement and Teacher Quality Program. (Page 1, Line 3)
- Provides the following changes to allocations from the Student Achievement and Teacher Quality Program appropriations:
  - An increase of \$250,000 for National Board Certification awards for FY 2007 through FY 2009, including: (Page 12, Line 7)
    - A new sub-allocation of up to \$250,000 to support implementation of a National Board Certification Support Program.
  - An increase of \$450,000 for Beginning Teacher Mentoring and Induction for FY 2007 and succeeding years. (Page 12, Line 24)
  - An increase of \$210,000 for Career Development and Evaluator Training for FY 2007 through FY 2009. (Page 13, Line 14)
  - A new allocation to the Department of Education for market factor salaries as follows: (Page 16, Line 2)
    - FY 2007 - \$3.4 million
    - FY 2008 - \$7.5 million
    - FY 2009 - \$10.0 million
  - A new allocation to the Department of Management for a Pay for Performance Program as follows: (Page 16, Line 15)
    - FY 2007 - \$1.0 million, including a sub-allocation of \$150,000 for the Institute for Tomorrow's Workforce
    - FY 2008 - \$2.5 million
    - FY 2009 - \$5.0 million
- Increases the minimum teacher salaries by \$1,000 in FY 2007. The estimated statewide cost is \$3.2 million. (Page 8, Line 8 through Page 8, Line 20)

## EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

## HOUSE FILE 2792 ADDITIONAL EDUCATION FUNDING

### MARKET FACTOR SALARIES

- Establishes an initiative to create market factor incentives for classroom teachers to improve salaries in response to geographic differences, recruitment and retention issues such as hard-to-staff schools, subject area shortages, and racial and ethnic diversity issues on local teaching staffs. (Page 10, Line 24)
- Specifies that school districts have sole discretion in awarding the funds and that funds are to supplement, not supplant, wages and salaries paid as a result of a collective bargaining agreement. (Page 11, Line 5)
- Requires the Department to include market factor pay when reporting teacher salaries in the annual Condition of Education report. (Page 12, Line 4)

### PAY FOR PERFORMANCE PROGRAM

- Establishes a Pay for Performance Commission within the Executive Branch to design and implement a program and provide a study relating to teacher and staff compensation containing a pay-for-performance component. Requires the Legislative Services Agency (LSA), upon request, to provide technical and administrative support. (Page 18, Line 4)
- Requires the Commission to review similar programs in both the public and private sector and design a program using both individual and group incentives. Requires at least half of the funding identified to be designated for individual incentives. (Page 19, Line 25)
- Requires the Commission to initiate demonstration projects in ten selected K-12 schools, beginning July 1, 2007, to test the effectiveness of the Program. Requires the Commission to add 20 additional school districts as demonstration projects beginning July 1, 2008. (Page 20, Line 1 through Page 20, Line 19)
- Requires the Commission to submit an interim report by January 15, 2007; subsequent interim reports annually; and a final report six months after the completion of the demonstration projects. Requires the reports to be submitted to the Department of Education and the Chairpersons and Ranking Members of the Senate and House Education Committees. (Page 20, Line 20)
- Requires that the Commission, in consultation with the Department of Education, implement the Program statewide, including: (Page 20, Line 32)
  - A system for tracking and measuring enhanced student achievement.
  - A pay-for-performance pay plan for teacher compensation, including salary adjustments directly related to enhanced student achievement. The plan must include performance standards identifying five levels of performance: superior, exceeds expectations, satisfactory, emerging, and in need of remediation. Individual salary adjustments will be provided only to teachers performing at the satisfactory level or above.
- Permits the LSA to use up to \$50,000 annually from the appropriation for the Pay for Performance Program to provide technical and administrative assistance to the Commission and to monitor the Program. Permits the Commission to use up to \$200,000 annually from the appropriation for consultation services in coordination with the LSA. (Page 21, Line 31)

## EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

## HOUSE FILE 2792 ADDITIONAL EDUCATION FUNDING

### PAY FOR PERFORMANCE PROGRAM (CONTINUED)

### BEGINNING ADMINISTRATOR MENTORING AND INDUCTION PROGRAM

### INSTITUTE FOR TOMORROW'S WORKFORCE

### MISCELLANEOUS CHANGES TO THE CODE OF IOWA

### DIVISION II: STATEWIDE GRADUATION REQUIREMENTS

- Creates an Iowa Excellence Fund in the Office of the Treasurer of State to be administered by the Commission. Requires nonreversion of funds. Permits the Commission to provide grants for implementation of the program. (Page 22, Line 4)
- Appropriates \$250,000 from the General Fund to the Department of Education for a Beginning Administrator Mentoring and Induction Program. (Page 24, Line 9)
- Requires school districts to receive \$1,300 per beginning administrator to cover the cost of a \$500 stipend per semester for a mentor, the costs of implementing a mentoring and induction plan, and the employer's share of contributions to federal Social Security and a qualifying retirement plan. (Page 24, Line 16 through Page 25, Line 2)
- Requires the Institute for Tomorrow's Workforce to develop a plan to establish a new educational delivery system in Iowa. Requires the Institute to submit the plan to the General Assembly, the Governor, and the Department of Education by January 15, 2007. Requires that the plan be implemented unless rejected by the General Assembly and the Governor by June 30, 2007. (Page 25, Line 3)
- Requires school districts to have a teacher librarian licensed by the Board of Educational Examiners beginning July 1, 2006. Requires districts that have contracted with a media specialist or librarian prior to June 1, 2006, to be considered in compliance until the individual leaves the employ of the district. Provides a waiver of this requirement, for up to two years, upon written request to the Department of Education. (Page 1, Line 15 through Page 3, Line 1)
- Adds the evaluation of teachers against the Iowa teaching standards to the provisions of the Student Achievement and Teacher Quality Program. (Page 3, Line 24)
- Adds teacher interns to the Student Achievement and Teacher Quality Program. (Page 3, Line 28)
- Restricts the participation of Area Education Agency teachers in the Student Achievement and Teacher Quality Program to those providing direct instruction to students for at least half of their contracted time. (Page 4, Line 16)
- Appropriates \$130,000 from the General Fund to the Department of Education for FY 2007 to assist school districts with the implementation of statewide graduation requirements. (Page 25, Line 31)

## EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

## HOUSE FILE 2792 ADDITIONAL EDUCATION FUNDING

### DIVISION III: ADDITIONAL LEVY BUY-DOWN

- Amends the School Foundation Formula to create an Adjusted Additional Property Tax Levy that reduces property taxes for those school districts with the highest Additional Levy rates. The adjustment is applied to the Additional Levy portion of the regular program, school special education, and supplemental weightings costs funded at the State Cost Per Pupil level. Appropriates:
  - FY 2007 – \$6.0 million
  - FY 2008 – \$12.0 million
  - FY 2009 – \$18.0 million
  - FY 2010 and subsequent years – \$24.0 million

(Page 28, Line 33 to Page 30, Line 16)

FISCAL IMPACT: In FY 2007, 29 school districts will have the Additional Levy for the specified cost components reduced to a maximum rate of \$4.72 per \$1,000 of taxable valuation. The FY 2008 appropriation reduces 49 school districts to a maximum rate of \$4.51. The FY 2009 appropriation reduces 66 school districts to a maximum rate of \$4.37, and the FY 2010 appropriation will reduce 77 school districts to a maximum rate of \$4.33.

### ENGLISH LANGUAGE LEARNERS

- Extends the supplemental weighting in the School Foundation Formula for the English Language Learner (ELL) Program participation from three years to four years. State Foundation Aid funding for the extension is capped at \$3.3 million for FY 2007 and the allocation is prorated based on the current ELL headcount. (Page 30, Line 17; Page 32, Line 7; and Page 33, Line 15)

FISCAL IMPACT: The program extension is projected to cost \$490,000 in property taxes in FY 2007.

### SCHOOL INFRASTRUCTURE LOCAL OPTION SALES TAX

- Prohibits counties currently without the School Infrastructure Local Option (SILO) sales tax from spending Local Option Sales Tax (LOST) funds for the benefit of school districts.
- Permits school districts in counties that currently have not enacted the SILO sales tax but do so before July 1, 2008, to receive their pro rata shares of all SILO sales tax collected in the counties for the first half of the duration approved by the voters. During the last half of the approved period, the amounts in excess of \$575 per pupil will be included in the pooled distribution from the Secure and Advanced Vision for Education (SAVE) Fund. (Page 32, Line 20)

FISCAL IMPACT: This change affects Linn and Johnson counties. Implementation of a SILO sales tax is projected to raise \$34.0 million in Linn County and \$19.3 million in Johnson County in FY 2007.

## EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

## HOUSE FILE 2792 ADDITIONAL EDUCATION FUNDING

### EQUITY IN PROPERTY TAXATION INTERIM STUDY

- Requests that the Legislative Council establish a two-year Equity in Property Taxation Interim Study Committee to develop proposals to equalize school district property tax rates determined by the School Foundation Formula. The Committee is to be made up of Senators and Representatives from the Education Standing Committees and the Ways and Means Committees, persons from education associations, persons with urban and rural property tax interests, and persons from other interested associations or groups. Staffing is to be provided by the Department of Education and the Department of Management. The Committee must submit a report to the General Assembly by January 1, 2008. (Page 33, Line 26)

### STATEWIDE GRADUATION REQUIREMENTS

- Requires the Department of Education to assist school districts with the implementation of statewide graduation requirements. Specifies that the Department will survey school districts regarding readiness for implementation and will review Iowa law and administrative rules for needed changes. Requires that the Department submit a report to the Chairpersons and Ranking Members of the Senate and House Education Committees and the Education Appropriations Subcommittee by January 1, 2007. (Page 34, Line 32)

### INSTRUCTIONAL SUPPORT PROGRAM

- Permits school districts that have participated in the school board approved Instructional Support Program to continue to participate in FY 2007 if the school board adopts a resolution to do so by May 15, 2006, and no petition is filed for an election to approve or disapprove continuation of the Program. (Page 35, Line 13)

FISCAL IMPACT: This change does not affect the General Fund appropriation for the Instructional Support Program. The legalizing act allows school districts that failed to renew their participation in the Program to continue to receive an allocation from the appropriation and to receive the associated property taxes and income surtaxes in FY 2007. Seven school districts are affected by this legalizing act: Iowa Falls, Midland, Russell, Seymour, Walnut, Waterloo, and Winterset.

### EFFECTIVE DATES

- Specifies the Section of this Bill related to the Instructional Support Program takes effect on enactment. (Page 36, Line 6)
- Specifies the Sections dealing with the reduction in the School Foundation's Additional Levy rates in school districts with the highest rates, allocation of funds for extending the English Language Learner Program from three to four years, and the use of Local Option Sales Tax (LOST) for schools and the use of the School Infrastructure Local Option (SILO) sales tax by counties currently without the SILO sales tax are effective on enactment. (Page 36, Line 9)
- Specifies the Sections dealing with funding for the English Language Learners Program through the supplemental weighting and the School Budget Review Committee are effective on enactment and apply beginning in FY 2007. (Page 36, Line 26)

### ENACTMENT DATE

- This Bill was approved by the General Assembly on May 3, 2006.

House File 2792 provides for the following changes to the Code of Iowa.

| Page # | Line # | Bill Section | Action  | Code Section                                   | Description  |
|--------|--------|--------------|---------|--|--|
| 1      | 15     | 2            | Adds    | Sec. 256.11(9), Code Supplement 2005           | Qualified Teacher Librarian  |
| 1      | 35     | 3            | Amends  | Sec. 256.11A                                   | Qualified Teacher Librarian - Waiver Process                                     |
| 3      | 2      | 4            | Amends  | Sec. 256.44(1)(a), Code Supplement 2005        | National Board Certification Program   |
| 3      | 19     | 5            | Amends  | Sec. 284.1                                     | Student Achievement and Teacher Quality Program - Technical Correction           |
| 3      | 24     | 6            | Adds    | Sec. 284.1(5)                                  | Student Achievement and Teacher Quality Program - Teacher Evaluation             |
| 3      | 28     | 7            | Amends  | Sec. 284.2(1)                                  | Student Achievement and Teacher Quality Program - Beginning Teacher Defined      |
| 4      | 4      | 8            | Repeals | Sec. 284.2(2)                                  | Student Achievement and Teacher Quality Program - Technical Correction           |
| 4      | 6      | 9            | Amends  | Sec. 284.2(8)                                  | Student Achievement and Teacher Quality Program - Technical Correction           |
| 4      | 16     | 10           | Amends  | Sec. 284.2(12)                                 | Student Achievement and Teacher Quality Program - Area Education Agency Teachers |
| 5      | 3      | 11           | Amends  | Sec. 284.4(1)(e), Code Supplement 2005         | Student Achievement and Teacher Quality Program - Technical Correction           |
| 5      | 11     | 12           | Amends  | Sec. 284.5(1, 3, 4, & 7), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Technical Correction           |
| 6      | 18     | 13           | Amends  | Sec. 284.6(1)                                  | Student Achievement and Teacher Quality Program - Technical Correction           |
| 6      | 26     | 14           | Amends  | Sec. 284.6(3 & 4)                              | Student Achievement and Teacher Quality Program - Technical Correction           |
| 7      | 17     | 15           | Amends  | Sec. 284.7, Code Supplement 2005               | Student Achievement and Teacher Quality Program - Technical Correction           |
| 7      | 29     | 16           | Amends  | Sec. 284.7(1), Code Supplement 2005            | Student Achievement and Teacher Quality Program - Technical Correction           |

| Page # | Line # | Bill Section | Action  | Code Section                               | Description  |
|--------|--------|--------------|---------|--|--|
| 7      | 34     | 17           | Amends  | Sec. 284.7(1)(a)(1)(a & b)                 | Student Achievement and Teacher Quality Program - Teacher Interns  |
| 8      | 8      | 18           | Amends  | Sec. 284.7(1)(a)(2), Code Supplement 2005  | Minimum Salary - First-Year Beginning Teacher  |
| 8      | 14     | 19           | Amends  | Sec. 284.7(1)(b)(2), Code Supplement 2005  | Minimum Salaries - Career Teachers   |
| 8      | 21     | 20           | Amends  | Sec. 284.7(5), Code Supplement 2005        | Student Achievement and Teacher Quality - Technical Correction   |
| 8      | 33     | 21           | Amends  | Sec. 284.7(6)(a & b), Code Supplement 2005 | Student Achievement and Teacher Quality - Technical Correction   |
| 10     | 2      | 22           | Amends  | Sec. 284.8(1)                              | Student Achievement and Teacher Quality - Technical Correction   |
| 10     | 18     | 23           | Amends  | Sec. 284.10(5)                             | Evaluator Training Certification and Renewal Program   |
| 10     | 24     | 24           | Amends  | Sec. 284.11                                | Market Factor Teacher Salaries   |
| 12     | 7      | 25           | Amends  | Sec. 284.13(1)(a), Code Supplement 2005    | Student Achievement and Teacher Quality Program - National Board Certification Program Allocation              |
| 12     | 24     | 25           | Amends  | Sec. 284.13(1)(b), Code Supplement 2005    | Student Achievement and Teacher Quality Program - Beginning Teacher Mentoring and Induction Program Allocation |
| 13     | 14     | 25           | Amends  | Sec. 284.13(1)(c), Code Supplement 2005    | Student Achievement and Teacher Quality Program - Career Development Program Allocation                        |
| 14     | 2      | 25           | Repeals | Sec. 284.13(1)(d & e)                      | Student Achievement and Teacher Quality Program - Technical Correction   |
| 14     | 25     | 25           | Adds    | Sec. 284.13(1)(d), Code Supplement 2005    | Student Achievement and Teacher Quality Program - Additional Teacher Contract Day Allocation                   |
| 15     | 20     | 25           | Adds    | Sec. 284.13(1)(e), Code Supplement 2005    | Student Achievement and Teacher Quality Program - Allocation for Salaries or Professional Development          |
| 16     | 2      | 25           | Adds    | Section 284.13(1)(f), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Market Factor Salaries Allocation                            |



| Page # | Line # | Bill Section | Action | Code Section                            | Description  |
|--------|--------|--------------|--------|---|--|
| 16     | 15     | 25           | Adds   | Sec. 284.13(1)(g), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Pay for Performance Program Allocation |
| 16     | 30     | 25           | Adds   | Sec. 284.13(1)(h), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Technical Correction                   |
| 17     | 9      | 25           | Adds   | Sec. 284.13(1)(i), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Technical Correction                   |
| 17     | 18     | 25           | Adds   | Sec. 284.13(1)(j), Code Supplement 2005 | Student Achievement and Teacher Quality Program - Technical Correction                   |
| 17     | 25     | 26           | Amends | Sec. 284.13(2), Code Supplement 2005    | Student Achievement and Teacher Quality Program - Technical Correction                   |
| 18     | 4      | 27           | Adds   | Sec. 284.14(1)                          | Pay for Performance Commission Established   |
| 19     | 25     | 27           | Adds   | Sec. 284.14(2)                          | Pay for Performance Commission - Program Development                                     |
| 20     | 20     | 27           | Adds   | Sec. 284.14(3)                          | Pay for Performance Commission - Reports and Final Study                                 |
| 20     | 32     | 27           | Adds   | Sec. 284.14(4)                          | Pay for Performance Program - Statewide Implementation                                   |
| 21     | 31     | 27           | Adds   | Sec. 284.14(5)                          | Pay for Performance Commission - Staffing  |
| 22     | 4      | 27           | Adds   | Sec. 284.14(6)                          | Pay for Performance Commission - Iowa Excellence Fund                                    |
| 22     | 13     | 28           | Adds   | Sec. 284A.1                             | Beginning Administrator Mentoring Program - Definitions                                  |
| 23     | 9      | 29           | Adds   | Sec. 284A.2                             | Beginning Administrator Mentoring Program Established                                    |
| 24     | 9      | 30           | Adds   | Sec. 284A.3                             | Beginning Administrator Mentoring Program Appropriation                                  |
| 26     | 20     | 35           | Amends | Sec. 35.8, Code Supplement 2005         | War Orphans Educational Assistance Fund  |
| 26     | 31     | 36           | Amends | Sec. 35.9, Code Supplement 2005         | Military Children Educational Financial Assistance                                       |
| 28     | 4      | 37           | Amends | Sec. 35.10, Code Supplement 2005        | Technical Correction   |
| 28     | 31     | 38           | Amends | Sec. 257.4(1)                           | Adjusted Additional Property Tax Levy Aid  |
| 28     | 33     | 38           | Amends | Sec. 257.4(1)(a)                        | Adjusted Additional Property Tax Levy Aid  |

| Page # | Line # | Bill Section | Action   | Code Section                          | Description   |
|--------|--------|--------------|----------|---------------------------------------|---|
| 29     | 9      | 38           | Adds     | Sec. 257.4(1)(b)                      | Adjusted Additional Property Tax Levy Aid   |
| 29     | 28     | 39           | Adds     | Sec. 257.15(4)                        | Adjusted Additional Property Tax Levy Aid   |
|        |        |              |          |                                       | Appropriation   |
| 30     | 10     | 40           | Amends   | Sec. 257.16(1)                        | Adjusted Additional Property Tax Levy Aid   |
| 30     | 17     | 41           | Amends   | Sec. 257.31(5)(j)                     | English Language Learner Program Extension  |
| 30     | 23     | 42           | Amends   | Sec. 261.1(5)                         | College Student Aid Commission Membership   |
| 31     | 16     | 43           | Amends   | Sec. 261.25(1A)                       | Definition of For-Profit Accredited Private Institutions  |
| 32     | 7      | 44           | Amends   | Sec. 280.4(3)                         | English Language Learner Supplemental Weighting   |
| 32     | 20     | 45           | Amends   | Sec. 423B.7(6)                        | Local Option Sales Tax Expenditure Restriction  |
| 32     | 34     | 46           | Adds     | Sec. 423E.4(7)                        | Revenue Distribution for Counties Implementing SILO in FY 2007  |
| 35     | 13     | 51           | Nwthstnd | Chapt. 257                            | Instructional Support Program Legalizing Language   |
| 36     | 33     | 55           | Amends   | Sec. 8A.108                           | Acceptance of Funds - Department of Administrative Services   |
| 38     | 1      | 56           | Adds     | Sec. 8A.321(8A)                       | Authority to Acquire Real Property - Department of Administrative Services                              |
| 38     | 11     | 57           | Adds     | Sec. 68B.7, new unnum. paragraph      | Representation of Workers' Compensation Claimants   |
| 38     | 22     | 58           | Amends   | Sec. 100B.13, Code Supplement 2005    | Volunteer Fire Fighter Preparedness Fund  |
| 39     | 13     | 59           | Adds     | Sec. 232.116(1)(o)                    | Termination of Parental Rights - Sex Offenders  |
| 39     | 21     | 60           | Amends   | Sec. 314.28                           | Keep Iowa Beautiful Fund  |
| 40     | 11     | 61           | Adds     | Sec. 422.12G                          | Joint Income Tax Refund Check-Off for Keep Iowa Beautiful and Volunteer Fire Fighter Preparedness Funds |
| 41     | 7      | 62           | Amends   | Sec. 427.1(21A), Code Supplement 2005 | Community Housing Development Organization - Tax Exemption  |
| 41     | 31     | 63           | Adds     | Sec. 600A.8(10), Code Supplement 2005 | Termination of Parental Rights - Sex Offenders  |
| 42     | 4      | 64           | Amends   | Sec. 602.8108(8B), if enacted         | Legal Services Poverty Grants   |

| Page # | Line # | Bill Section | Action  | Code Section                          | Description   |
|--------|--------|--------------|---------|---------------------------------------|---|
| 42     | 13     | 65           | Amends  | Sec. 43.1(a), HF 2797, 2006 Iowa Acts | Sustainable Natural Resource Funding Study Advisory Committee                       |
| 42     | 19     | 66           | Repeals | Sec. 58, HF 2794, 2006 Iowa Acts      | Tax Exemption for Community Housing Development Organization - Technical Correction |
| 42     | 26     | 68           | Amends  | Sec. 8F.2(8)(b)(3), if enacted        | Government Accountability - Technical Correction                                    |

1 1 DIVISION I  
1 2 STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

1 3 Section 1. DEPARTMENT OF EDUCATION. There is appropriated  
1 4 from the general fund of the state to the department of  
1 5 education for the designated fiscal years of the fiscal period  
1 6 beginning July 1, 2006, and ending June 30, 2009, the  
1 7 following amounts, or so much thereof as is necessary, to be  
1 8 used for the purposes designated:  
1 9 For purposes, as provided in law, of the student  
1 10 achievement and teacher quality program established pursuant  
1 11 to chapter 284:  
1 12 FY 2006-2007..... \$104,343,894  
1 13 FY 2007-2008..... \$139,343,894  
1 14 FY 2008-2009..... \$174,343,894

1 15 Sec. 2. Section 256.11, Code Supplement 2005, is amended  
1 16 by adding the following new subsection:  
1 17 NEW SUBSECTION. 9. Beginning July 1, 2006, each school  
1 18 district shall have a qualified teacher librarian who shall be  
1 19 licensed by the board of educational examiners under chapter  
1 20 272. The state board shall establish in rule a definition of  
1 21 and standards for an articulated sequential kindergarten  
1 22 through grade twelve media program. A school district that  
1 23 entered into a contract with an individual for employment as a  
1 24 media specialist or librarian prior to June 1, 2006, shall be  
1 25 considered to be in compliance with this subsection until June  
1 26 30, 2011, if the individual is making annual progress toward  
1 27 meeting the requirements for a teacher librarian endorsement  
1 28 issued by the board of educational examiners under chapter  
1 29 272. A school district that entered into a contract with an  
1 30 individual for employment as a media specialist or librarian  
1 31 who holds at least a master's degree in library and  
1 32 information studies shall be considered to be in compliance  
1 33 with this subsection until the individual leaves the employ of  
1 34 the school district.

General Fund appropriation to the Department of Education for FY 2007, FY 2008, and FY 2009 for the Student Achievement and Teacher Quality Program.

DETAIL: The FY 2007 appropriation is an increase of \$35,000,000 compared to the estimated net FY 2006 appropriation. The FY 2008 and FY 2009 appropriations represent annual increases of \$35,000,000.

CODE: Requires local school districts to have a teacher librarian licensed by the Board of Educational Examiners beginning July 1, 2006. Requires the Board to establish administrative rules defining and setting standards for an articulated sequential K-12 media program. Provides the following exceptions:

- Districts that have contracted with a media specialist or librarian prior to June 1, 2006, are to be considered in compliance until June 30, 2011, if the individual is making progress toward receiving an endorsement from the Board.
- Districts that have contracted with a media specialist or librarian that hold at least a master's degree in library and information studies are to be considered in compliance until the individual leaves the district's employ.

1 35 Sec. 3. Section 256.11A, Code 2005, is amended to read as  
2 1 follows:  
2 2 256.11A ~~GUIDANCE PROGRAM~~ TEACHER LIBRARIAN -- MEDIA-  
2 3 ~~SERVICES PROGRAM--~~ WAIVER.  
2 4 1. ~~Schools and school districts unable to meet the~~  
2 5 ~~standard adopted by the state board requiring each school or~~  
2 6 ~~school district operating a kindergarten through grade twelve~~  
2 7 ~~program to provide an articulated sequential elementary-~~  
2 8 ~~secondary guidance program~~ The board of directors of a school  
2 9 district may, not later than August 1, ~~1995~~ 2006, for the  
2 10 school year beginning July 1, ~~1995~~ 2006, file a written  
2 11 request to the department of education that the department  
2 12 waive the requirement for adopted by the state board pursuant  
2 13 to section 256.11, subsection 9, that ~~school or the school~~  
2 14 ~~district~~ have a qualified teacher librarian. The procedures  
2 15 specified in subsection 3 apply to the request. Not later  
2 16 than August 1, ~~1996~~ 2007, for the school year beginning July  
2 17 1, ~~1996~~ 2007, the board of directors of a school district ~~or~~  
2 18 ~~the authorities in charge of a nonpublic school~~ may request a  
2 19 one-year extension of the waiver.  
2 20 ~~2. Not later than August 1, 1995, for the school year~~  
2 21 ~~beginning July 1, 1995, the board of directors of a school~~  
2 22 ~~district, or authorities in charge of a nonpublic school, may~~  
2 23 ~~file a written request with the department of education that~~  
2 24 ~~the department waive the rule adopted by the state board to~~  
2 25 ~~establish and operate a media services program to support the~~  
2 26 ~~total curriculum for that district or school. The procedures~~  
2 27 ~~specified in subsection 3 apply to the request. Not later~~  
2 28 ~~than August 1, 1996, for the school year beginning July 1,~~  
2 29 ~~1996, the board of directors of a school district or the~~  
2 30 ~~authorities in charge of a nonpublic school may request an~~  
2 31 ~~additional one-year extension of the waiver.~~  
2 32 ~~3. 2. A request for a waiver filed by the board of~~  
2 33 ~~directors of a school district or authorities in charge of a~~  
2 34 ~~nonpublic school shall describe actions being taken by the~~  
2 35 ~~district or school to meet the requirement for which the~~  
3 1 ~~district or school has requested a waiver.~~

CODE: Provides a waiver, for up to two years, of the requirement that local school districts employ a qualified teacher librarian, upon written request to the Department of Education.

3 2 Sec. 4. Section 256.44, subsection 1, paragraph a, Code  
3 3 Supplement 2005, is amended to read as follows:  
3 4 a. If a teacher registers for national board for  
3 5 professional teaching standards certification prior to June  
3 6 30, ~~2006~~ 2007, a one-time initial reimbursement award in the  
3 7 amount of up to one-half of the registration fee paid by the  
3 8 teacher for registration for certification by the national  
3 9 board for professional teaching standards. The teacher shall  
3 10 apply to the department of education within one year of  
3 11 registration, submitting to the department any documentation  
3 12 the department requires. A teacher who receives an initial  
3 13 reimbursement award shall receive a one-time final  
3 14 registration award in the amount of the remaining national  
3 15 board registration fee paid by the teacher if the teacher  
3 16 notifies the department of the teacher's certification  
3 17 achievement and submits any documentation requested by the  
3 18 department.

CODE: Extends the National Board Certification Program in the Student Achievement and Teacher Quality Program for an additional year.

3 19 Sec. 5. Section 284.1, unnumbered paragraph 1, Code 2005,  
3 20 is amended to read as follows:  
3 21 A student achievement and teacher quality program is  
3 22 established to promote high student achievement. The program  
3 23 shall consist of the following ~~four~~ five major elements:

CODE: Technical correction.

3 24 Sec. 6. Section 284.1, Code 2005, is amended by adding the  
3 25 following new subsection:  
3 26 NEW SUBSECTION. 5. Evaluation of teachers against the  
3 27 Iowa teaching standards.

CODE: Requires districts to evaluate teachers against the Iowa teaching standards as part of the Student Achievement and Teacher Quality Program.

3 28 Sec. 7. Section 284.2, subsection 1, Code 2005, is amended  
3 29 to read as follows:  
3 30 1. "Beginning teacher" means an individual serving under  
3 31 an initial or intern license, issued by the board of  
3 32 educational examiners under chapter 272, who is assuming a  
3 33 position as a ~~classroom~~ teacher. For purposes of the

CODE: Changes the definition of beginning teacher, for purposes of the Student Achievement and Teacher Quality Program, to include teacher interns.

3 34 beginning teacher mentoring and induction program created  
3 35 pursuant to section 284.5, "beginning teacher" also includes  
4 1 preschool teachers who are licensed by the board of  
4 2 educational examiners under chapter 272 and are employed by a  
4 3 school district or area education agency.

4 4 Sec. 8. Section 284.2, subsection 2, Code 2005, is amended  
4 5 by striking the subsection.

CODE: Technical correction.

4 6 Sec. 9. Section 284.2, subsection 8, Code 2005, is amended  
4 7 to read as follows:  
4 8 8. "Mentor" means an individual employed by a school  
4 9 district or area education agency as a ~~classroom~~ teacher or a  
4 10 retired teacher who holds a valid license issued under chapter  
4 11 272. The individual must have a record of four years of  
4 12 successful teaching practice, must be employed on a  
4 13 nonprobationary basis, and must demonstrate professional  
4 14 commitment to both the improvement of teaching and learning  
4 15 and the development of beginning teachers.

CODE: Technical correction.

4 16 Sec. 10. Section 284.2, subsection 12, Code 2005, is  
4 17 amended to read as follows:  
4 18 12. "Teacher" means an individual holding a practitioner's  
4 19 license issued under chapter 272, who is employed in a  
4 20 nonadministrative position as a teacher, teacher librarian,  
4 21 ~~media specialist~~, preschool teacher, or counselor by a school  
4 22 district or area education agency pursuant to a contract  
4 23 issued by a board of directors under section 279.13. However,  
4 24 an individual who is employed by an area education agency  
4 25 shall only be considered a teacher for purposes of this  
4 26 chapter if the individual directly delivers instruction to  
4 27 school or school district students for fifty percent or more  
4 28 of the individual's contracted time. A teacher may be  
4 29 employed in both an administrative and a nonadministrative  
4 30 position by a board of directors and shall be considered a  
4 31 part-time teacher for the portion of time that the teacher is

CODE: Specifies that only area education agency teachers that directly deliver instruction to students for at least 50.00% of contracted time qualify for the Student Achievement and Teacher Quality Program.

4 32 employed in a nonadministrative position. "Teacher" includes  
4 33 a licensed individual employed on a less than full-time basis  
4 34 by a school district through a contract between the school  
4 35 district and an institution of higher education with a  
5 1 practitioner preparation program in which the licensed teacher  
5 2 is enrolled.

5 3 Sec. 11. Section 284.4, subsection 1, paragraph e, Code  
5 4 Supplement 2005, is amended to read as follows:  
5 5 e. Adopt a teacher evaluation plan that, at minimum,  
5 6 requires a performance review of teachers in the ~~participating~~  
5 7 district at least once every three years based upon the Iowa  
5 8 teaching standards and individual career development plans,  
5 9 and requires administrators to complete evaluator training in  
5 10 accordance with section 284.10.

CODE: Technical correction.

5 11 Sec. 12. Section 284.5, subsections 1, 3, 4, and 7, Code  
5 12 Supplement 2005, are amended to read as follows:  
5 13 1. A beginning teacher mentoring and induction program is  
5 14 created to promote excellence in teaching, enhance student  
5 15 achievement, build a supportive environment within school  
5 16 districts and area education agencies, increase the retention  
5 17 of promising beginning teachers, and promote the personal and  
5 18 professional well-being of ~~classroom~~ teachers.  
5 19 3. Each school district and area education agency shall  
5 20 provide a beginning teacher mentoring and induction program  
5 21 for all ~~classroom~~ teachers who are beginning teachers, and  
5 22 notwithstanding section 284.4, subsection 1, a school district  
5 23 and an area education agency shall be eligible to receive  
5 24 moneys under section 284.13, subsection 1, paragraph "b", for  
5 25 purposes of implementing a beginning teacher mentoring and  
5 26 induction program in accordance with this section.  
5 27 4. Each ~~participating~~ school district and area education  
5 28 agency shall develop an initial beginning teacher mentoring  
5 29 and induction plan. A school district shall include its plan  
5 30 in the school district's comprehensive school improvement plan

CODE: Technical correction.



5 31 submitted pursuant to section 256.7, subsection 21. The  
5 32 beginning teacher mentoring and induction plan shall, at a  
5 33 minimum, provide for a two-year sequence of induction program  
5 34 content and activities to support the Iowa teaching standards  
5 35 and beginning teacher professional and personal needs; mentor  
6 1 training that includes, at a minimum, skills of classroom  
6 2 demonstration and coaching, and district expectations for  
6 3 beginning teacher competence on Iowa teaching standards;  
6 4 placement of mentors and beginning teachers; the process for  
6 5 dissolving mentor and beginning teacher partnerships; district  
6 6 organizational support for release time for mentors and  
6 7 beginning teachers to plan, provide demonstration of classroom  
6 8 practices, observe teaching, and provide feedback; structure  
6 9 for mentor selection and assignment of mentors to beginning  
6 10 teachers; a district facilitator; and program evaluation.  
6 11 7. If a beginning teacher who is participating in a  
6 12 mentoring and induction program leaves the employ of a  
6 13 ~~participating~~ school district or area education agency prior  
6 14 to completion of the program, the ~~participating~~ school  
6 15 district or area education agency subsequently hiring the  
6 16 beginning teacher shall credit the beginning teacher with the  
6 17 time earned in the program prior to the subsequent hiring.

6 18 Sec. 13. Section 284.6, subsection 1, unnumbered paragraph  
6 19 1, Code 2005, is amended to read as follows:  
6 20 The department shall coordinate a statewide network of  
6 21 career development for Iowa teachers. A ~~participating~~ school  
6 22 district or career development provider that offers a career  
6 23 development program in accordance with section 256.9,  
6 24 subsection 50, shall demonstrate that the program contains the  
6 25 following:

CODE: Technical correction.

6 26 Sec. 14. Section 284.6, subsections 3 and 4, Code 2005,  
6 27 are amended to read as follows:  
6 28 3. A ~~participating~~ school district shall incorporate a  
6 29 district career development plan into the district's

CODE: Technical correction.

6 30 comprehensive school improvement plan submitted to the  
6 31 department in accordance with section 256.7, subsection 21.  
6 32 The district career development plan shall include a  
6 33 description of the means by which the school district will  
6 34 provide access to all teachers in the district to career  
6 35 development programs or offerings that meet the requirements  
7 1 of subsection 1. The plan shall align all career development  
7 2 with the school district's long-range student learning goals  
7 3 and the Iowa teaching standards. The plan shall indicate the  
7 4 school district's approved career development provider or  
7 5 providers.  
7 6 4. In cooperation with the teacher's evaluator, the career  
7 7 teacher employed by a ~~participating~~ school district shall  
7 8 develop an individual teacher career development plan. The  
7 9 evaluator shall consult with the teacher's supervisor on the  
7 10 development of the individual teacher career development plan.  
7 11 The purpose of the plan is to promote individual and group  
7 12 career development. The individual plan shall be based, at  
7 13 minimum, on the needs of the teacher, the Iowa teaching  
7 14 standards, and the student achievement goals of the attendance  
7 15 center and the school district as outlined in the  
7 16 comprehensive school improvement plan.

7 17 Sec. 15. Section 284.7, unnumbered paragraph 1, Code  
7 18 Supplement 2005, is amended to read as follows:  
7 19 To promote continuous improvement in Iowa's quality  
7 20 teaching workforce and to give Iowa teachers the opportunity  
7 21 for career recognition that reflects the various roles  
7 22 teachers play as educational leaders, an Iowa teacher career  
7 23 path is established for teachers employed by ~~participating~~  
7 24 school districts. A ~~participating~~ school district shall use  
7 25 funding allocated under section 284.13, subsection 1,  
7 26 paragraph "~~d~~" "h", to raise teacher salaries to meet the  
7 27 requirements of this section. The Iowa teacher career path  
7 28 and salary minimums are as follows:

CODE: Technical correction.

7 29 Sec. 16. Section 284.7, subsection 1, unnumbered paragraph

CODE: Technical correction.

7 30 1, Code Supplement 2005, is amended to read as follows:  
7 31 ~~Effective July 1, 2001, the~~ The following career path  
7 32 levels are established and shall be implemented in accordance  
7 33 with this chapter:

7 34 Sec. 17. Section 284.7, subsection 1, paragraph a,  
7 35 subparagraph (1), subparagraph subdivisions (a) and (b), Code  
8 1 2005, are amended to read as follows:  
8 2 (a) Has successfully completed an approved practitioner  
8 3 preparation program as defined in section 272.1 or holds an  
8 4 intern teacher license issued by the board of educational  
8 5 examiners under chapter 272.  
8 6 (b) Holds an initial or intern teacher license issued by  
8 7 the board of educational examiners.

CODE: Requires that teacher interns be considered a beginning teacher for purposes of the Student Achievement and Teacher Quality Program.

8 8 Sec. 18. Section 284.7, subsection 1, paragraph a,  
8 9 subparagraph (2), Code Supplement 2005, is amended by striking  
8 10 the subparagraph and inserting in lieu thereof the following:  
8 11 (2) Beginning July 1, 2006, the minimum salary for a  
8 12 beginning teacher shall be twenty-five thousand five hundred  
8 13 dollars.

CODE: Specifies that, effective July 1, 2006, the minimum salary for a beginning teacher is \$25,500.

DETAIL: This is an increase of \$1,000 and is the first increase in the minimum salary since the inception of the Student Achievement and Teacher Quality Program in FY 2002.

8 14 Sec. 19. Section 284.7, subsection 1, paragraph b,  
8 15 subparagraph (2), Code Supplement 2005, is amended by striking  
8 16 the subparagraph and inserting in lieu thereof the following:  
8 17 (2) Beginning July 1, 2006, the minimum salary for a  
8 18 first-year career teacher shall be twenty-six thousand five  
8 19 hundred dollars and the minimum salary for all other career  
8 20 teachers shall be twenty-seven thousand five hundred dollars.

CODE: Specifies that, effective July 1, 2006, the minimum salary for a first-year career teacher is \$26,500 and the minimum salary for all other career teachers is \$27,500

DETAIL: This is an increase of \$1,000 and is the first increase in the minimum salaries since the inception of the Student Achievement and Teacher Quality Program in FY 2002.

FISCAL IMPACT: The estimated statewide cost of the minimum salary increases in this Section and Section 18 of this Bill is \$3,200,000 in FY 2007.

8 21 Sec. 20. Section 284.7, subsection 5, Code Supplement

CODE: Technical correction.

8 22 2005, is amended to read as follows:

8 23 5. A teacher employed in a participating district shall  
8 24 not receive less compensation in that participating district  
8 25 than the teacher received in the school year preceding  
8 26 participation, as set forth in section 284.4 due to  
8 27 implementation of this chapter. A teacher who achieves  
8 28 national board for professional teaching standards  
8 29 certification and meets the requirements of section 256.44  
8 30 shall continue to receive the award as specified in section  
8 31 256.44 in addition to the compensation set forth in this  
8 32 section.

8 33 Sec. 21. Section 284.7, subsection 6, paragraphs a and b,  
8 34 Code Supplement 2005, are amended to read as follows:

8 35 a. If the licensed employees of a school district or area  
9 1 education agency receiving funds pursuant to section 284.13,  
9 2 subsection 1, paragraph ~~"d"~~ "h" or ~~"e"~~ "i", for purposes of  
9 3 this section, are organized under chapter 20 for collective  
9 4 bargaining purposes, the board of directors and the certified  
9 5 bargaining representative for the licensed employees shall  
9 6 mutually agree upon a formula for distributing the funds among  
9 7 the teachers employed by the school district or area education  
9 8 agency. However, the school district must comply with the  
9 9 salary minimums provided for in this section. The parties  
9 10 shall follow the negotiation and bargaining procedures  
9 11 specified in chapter 20 except that if the parties reach an  
9 12 impasse, neither impasse procedures agreed to by the parties  
9 13 nor sections 20.20 through 20.22 shall apply and the funds  
9 14 shall be paid as provided in paragraph "b". Negotiations  
9 15 under this section are subject to the scope of negotiations  
9 16 specified in section 20.9. If a board of directors and the  
9 17 certified bargaining representative for licensed employees  
9 18 have not reached mutual agreement for the distribution of  
9 19 funds received pursuant to section 284.13, subsection 1,  
9 20 paragraph ~~"d"~~ "h" or ~~"e"~~ "i", by July 15 of the fiscal year  
9 21 for which the funds are distributed, paragraph "b" of this  
9 22 subsection shall apply.

CODE: Technical correction to reorder the funding provisions for the  
Student Achievement and Teacher Quality Program.

9 23 b. If, once the minimum salary requirements of this  
9 24 section have been met by the school district or area education  
9 25 agency, and the school district or area education agency  
9 26 receiving funds pursuant to section 284.13, subsection 1,  
9 27 paragraph "d" "h" or "e" "i", for purposes of this section,  
9 28 and the certified bargaining representative for the licensed  
9 29 employees have not reached an agreement for distribution of  
9 30 the funds remaining, in accordance with paragraph "a", the  
9 31 board of directors shall divide the funds remaining among  
9 32 full-time teachers employed by the district or area education  
9 33 agency whose regular compensation is equal to or greater than  
9 34 the minimum career teacher salary specified in this section.  
9 35 The payment amount for teachers employed on less than a  
10 1 full-time basis shall be prorated.

10 2 Sec. 22. Section 284.8, subsection 1, Code 2005, is  
10 3 amended to read as follows:  
10 4 1. A ~~participating~~ school district shall review a  
10 5 teacher's performance at least once every three years for  
10 6 purposes of assisting teachers in making continuous  
10 7 improvement, documenting continued competence in the Iowa  
10 8 teaching standards, identifying teachers in need of  
10 9 improvement, or to determine whether the teacher's practice  
10 10 meets school district expectations for career advancement in  
10 11 accordance with section 284.7. The review shall include, at  
10 12 minimum, classroom observation of the teacher, the teacher's  
10 13 progress, and implementation of the teacher's individual  
10 14 career development plan; shall include supporting  
10 15 documentation from other evaluators, teachers, parents, and  
10 16 students; and may include video portfolios as evidence of  
10 17 teaching practices.

CODE: Technical correction.

10 18 Sec. 23. Section 284.10, subsection 5, Code 2005, is  
10 19 amended to read as follows:  
10 20 5. By July 1, ~~2005~~ 2007, the director shall develop and  
10 21 implement an evaluator training certification renewal program

CODE: Extends the deadline to July 1, 2007, for the Department of Education to develop and implement an Evaluator Training Certification and Renewal Program.

10 22 for administrators and other practitioners who need to renew a  
10 23 certificate issued pursuant to this section.

10 24 Sec. 24. Section 284.11, Code 2005, is amended by striking  
10 25 the section and inserting in lieu thereof the following:

10 26 284.11 MARKET FACTOR TEACHER SALARIES.

10 27 1. The general assembly finds that Iowa school districts  
10 28 need to be more competitive in recruiting and retaining  
10 29 talented professionals into the teaching profession. To  
10 30 ensure that school districts in all areas of the state have  
10 31 the ability to attract highly qualified teachers, it is the  
10 32 intent of the general assembly to encourage school districts  
10 33 to establish teacher compensation opportunities that recognize  
10 34 the need for geographic or other locally determined wage  
10 35 differentials and provide incentives for traditionally  
11 1 hard-to-staff schools and subject-area shortages. This  
11 2 section provides for state assistance to allow school  
11 3 districts to add a market factor to teacher salaries paid by  
11 4 the school districts.

11 5 2. A school district shall be paid annually, from moneys  
11 6 allocated for market factor salaries pursuant to section  
11 7 284.13, subsection 1, paragraph "f", an amount of state  
11 8 assistance to create market factor incentives for classroom  
11 9 teachers in the school district. Market factor incentives may  
11 10 include but are not limited to improving salaries due to  
11 11 geographic differences, recruitment and retention needs of the  
11 12 school district in such areas as hard-to-staff schools,  
11 13 subject-area shortages, or improving the racial or ethnic  
11 14 diversity on local teaching staffs. The school district shall  
11 15 have the sole discretion to award funds received by the school  
11 16 district in accordance with section 284.13, subsection 1,  
11 17 paragraph "f", to classroom teachers on an annual basis. The  
11 18 funds shall supplement, but not supplant, wages and salaries  
11 19 paid as a result of a collective bargaining agreement reached  
11 20 pursuant to chapter 20 or as a result of funds appropriated  
11 21 elsewhere in this chapter, in chapter 256D, or in chapter  
11 22 294A.

CODE: Establishes an initiative to create market factor incentives for classroom teachers to improve salaries in response to geographic differences; recruitment and retention issues, such as hard-to-staff schools; subject area shortages; and racial and ethnic diversity issues on local teaching staffs. Specifies that school districts have sole discretion in awarding the funds, and the funds supplement, but not supplant, wages and salaries paid as a result of a collective bargaining agreement. Specifies the Department of Education include market factor pay when reporting teacher salaries in the annual Condition of Education report.

11 23 3. The allocations to each school district shall be made  
11 24 in one payment on or about October 15 of the fiscal year for  
11 25 which the appropriation is made, taking into consideration the  
11 26 relative budget and cash position of the state resources.  
11 27 Moneys received under this section shall not be commingled  
11 28 with state aid payments made under section 257.16 to a school  
11 29 district and shall be accounted for by the local school  
11 30 district separately from state aid payments. Payments made to  
11 31 school districts under this section are miscellaneous income  
11 32 for purposes of chapter 257. A school district shall maintain  
11 33 a separate listing within its budget for payments received and  
11 34 expenditures made pursuant to this section. A school district  
11 35 shall certify to the department of education how the school  
12 1 district allocated the funds and that moneys received under  
12 2 this section were used to supplement, not supplant, the salary  
12 3 the school district would otherwise pay the teacher.  
12 4 4. The department shall include market factor salaries  
12 5 when reporting teacher salaries in the annual condition of  
12 6 education report.

12 7 Sec. 25. Section 284.13, subsection 1, Code Supplement  
12 8 2005, is amended to read as follows:  
12 9 1. For each fiscal year in which moneys are appropriated  
12 10 by the general assembly for purposes of the student  
12 11 achievement and teacher quality program, the moneys shall be  
12 12 allocated as follows in the following priority order:  
12 13 a. For each fiscal year of the fiscal year period  
12 14 beginning July 1, ~~2005~~ 2006, and ending June 30, ~~2006~~ 2009, to  
12 15 the department of education, the amount of two million two  
12 16 hundred fifty thousand dollars for the issuance of national  
12 17 board certification awards in accordance with section 256.44.  
12 18 Of the amount allocated under this paragraph, up to two  
12 19 hundred fifty thousand dollars may be used to support the  
12 20 implementation of a national board certification support  
12 21 program, and not less than eighty-five thousand dollars shall  
12 22 be used to administer the ambassador to education position in  
12 23 accordance with section 256.45.

CODE: Allocates \$2,250,000 from the Student Achievement and Teacher Quality Program appropriation for FY 2007 through FY 2009 to the National Board Certification Program.

DETAIL: This is an increase of \$250,000 compared to the estimated net FY 2006 allocation. This allocation includes sub-allocations of up to \$250,000 to support the implementation of a National Board Certification Support Program and \$85,000 to administer the Ambassador to Education position.

12 24 b. For the fiscal year beginning July 1, ~~2005~~ 2006, and  
 12 25 succeeding fiscal years, an amount up to four million ~~two~~ six  
 12 26 hundred ~~fifty~~ thousand dollars for first-year and second-year  
 12 27 beginning teachers, to the department of education for  
 12 28 distribution to school districts and area education agencies  
 12 29 for purposes of the beginning teacher mentoring and induction  
 12 30 programs. A school district or area education agency shall  
 12 31 receive one thousand three hundred dollars per beginning  
 12 32 teacher participating in the program. If the funds  
 12 33 appropriated for the program are insufficient to pay mentors,  
 12 34 ~~and~~ school districts, and area education agencies as provided  
 12 35 in this paragraph, the department shall prorate the amount  
 13 1 distributed to school districts and area education agencies  
 13 2 based upon the amount appropriated. Moneys received by a  
 13 3 school district or area education agency pursuant to this  
 13 4 paragraph shall be expended to provide each mentor with an  
 13 5 award of five hundred dollars per semester, at a minimum, for  
 13 6 participation in the school district's or area education  
 13 7 agency's beginning teacher mentoring and induction program; to  
 13 8 implement the plan; and to pay any applicable costs of the  
 13 9 employer's share of contributions to federal social security  
 13 10 and the Iowa public employees' retirement system or a pension  
 13 11 and annuity retirement system established under chapter 294,  
 13 12 for such amounts paid by the district or area education  
 13 13 agency.

13 14 c. For each fiscal year of the fiscal year period  
 13 15 beginning July 1, ~~2005~~ 2006, and ending June 30, ~~2006~~ 2009, up  
 13 16 to ~~four~~ six hundred ~~eighty-five~~ ninety-five thousand dollars  
 13 17 to the department of education for purposes of implementing  
 13 18 the career development program requirements of section 284.6,  
 13 19 the review panel requirements of section 284.9, and the  
 13 20 evaluator training program in section 284.10. ~~From the moneys-~~  
 13 21 ~~allocated to the department pursuant to this paragraph, not-~~  
 13 22 ~~less than ten thousand dollars shall be distributed to the-~~  
 13 23 ~~board of educational examiners for purposes of convening an-~~  
 13 24 ~~educator licensing review working group. From the moneys-~~

CODE: Allocates up to \$4,650,000 from the Student Achievement and Teacher Quality Program appropriation for FY 2007 and subsequent years to the Beginning Teacher Mentoring and Induction Program. Specifies that area education agency (AEA) teachers are included in the Program.

DETAIL: This is an increase of \$450,000 compared to the estimated net FY 2006 allocation. Section 10 of this Bill specifies that only AEA teachers that directly deliver instruction to students for at least 50.00% of contracted time are eligible for the Program.

CODE: Allocates up to \$695,000 from the Student Achievement and Teacher Quality Program appropriation for FY 2007 through FY 2009 to the Career Development Program.

DETAIL: This is an increase of \$210,000 compared to the estimated net FY 2006 allocation.



13 25 allocated to the department pursuant to this paragraph, not  
13 26 less than eighty five thousand dollars shall be used to  
13 27 administer the ambassador to education position in accordance  
13 28 with section 256.45. A portion of the funds allocated to the  
13 29 department for purposes of this paragraph may be used by the  
13 30 department for administrative purposes. Notwithstanding  
13 31 section 8.33, moneys allocated for purposes of this paragraph  
13 32 prior to July 1, 2004, which remain unobligated or unexpended  
13 33 at the end of the fiscal year for which the moneys were  
13 34 appropriated, shall remain available for expenditure for the  
13 35 purposes for which they were allocated, for the fiscal year  
14 1 beginning July 1, 2004, and ending June 30, 2005.

14 2 d. For each fiscal year in which funds are appropriated  
14 3 for purposes of this chapter, the moneys remaining after  
14 4 distribution as provided in paragraphs "a" through "c" and "e"  
14 5 shall be allocated to school districts for salaries and career  
14 6 development in accordance with the following formula:  
14 7 (1) Fifty percent of the allocation shall be in the  
14 8 proportion that the basic enrollment of a school district  
14 9 bears to the sum of the basic enrollments of all school  
14 10 districts in the state for the budget year.  
14 11 (2) Fifty percent of the allocation shall be based upon  
14 12 the proportion that the number of full-time equivalent  
14 13 teachers employed by a school district bears to the sum of the  
14 14 number of full-time equivalent teachers who are employed by  
14 15 all school districts in the state for the base year.  
14 16 e. From moneys available under paragraph "d", the  
14 17 department shall allocate to area education agencies an amount  
14 18 per classroom teacher employed by an area education agency  
14 19 that is approximately equivalent to the average per teacher  
14 20 amount allocated to the districts. The average per teacher  
14 21 amount shall be calculated by dividing the total number of  
14 22 classroom teachers employed by school districts and the  
14 23 classroom teachers employed by area education agencies into  
14 24 the total amount of moneys available under paragraph "d".

CODE: Technical correction to reorder the funding provisions for the Student Achievement and Teacher Quality Program.

14 25 f. d. For the fiscal year beginning July 1, ~~2005~~ 2006,  
 14 26 and ending June 30, ~~2006~~ 2007, up to ten million dollars to  
 14 27 the department of education for use by school districts to add  
 14 28 one additional teacher contract day to the school calendar.  
 14 29 The department shall distribute funds allocated for the  
 14 30 purpose of this paragraph based on the average per diem  
 14 31 contract salary for each district as reported to the  
 14 32 department for the school year beginning July 1, ~~2004~~ 2005,  
 14 33 multiplied by the total number of full-time equivalent  
 14 34 teachers in the base year. The department shall adjust each  
 14 35 district's average per diem salary by the allowable growth  
 15 1 rate established under section 257.8 for the fiscal year  
 15 2 beginning July 1, ~~2005~~ 2006. The contract salary amount shall  
 15 3 be the amount paid for their regular responsibilities but  
 15 4 shall not include pay for extracurricular activities. School  
 15 5 districts shall distribute funds to teachers based on  
 15 6 individual teacher per diem amounts. These funds shall not  
 15 7 supplant existing funding for professional development  
 15 8 activities. Notwithstanding any provision to the contrary,  
 15 9 moneys received by a school district under this paragraph  
 15 10 shall not revert but shall remain available for the same  
 15 11 purpose in the succeeding fiscal year. A school district  
 15 12 shall submit a report to the department in a manner determined  
 15 13 by the department describing its use of the funds received  
 15 14 under this paragraph. The department shall submit a report on  
 15 15 school district use of the moneys distributed pursuant to this  
 15 16 paragraph to the chairpersons and ranking members of the house  
 15 17 and senate standing committees on education, the joint  
 15 18 appropriations subcommittee on education, and the legislative  
 15 19 services agency not later than January 15, ~~2006~~ 2007.

CODE: Allocates up to \$10,000,000 from the Student Achievement and Teacher Quality Program appropriation for FY 2007 for one additional teacher contract day. Requires the funds be distributed to school districts based on each district's average per diem contract salary. Requires that districts distribute the funds to teachers based on individual teacher per diem amounts. Specifies that funds distributed to school districts do not revert at the end of the fiscal year.

DETAIL: Maintains the current level of support.

15 20 g- e. For the fiscal year beginning July 1, ~~2005~~ 2006,  
 15 21 and ending June 30, ~~2006~~ 2007, up to six million six hundred  
 15 22 twenty-five thousand dollars to the department of education  
 15 23 for use by school districts for either salaries or  
 15 24 professional development, or both, as determined by the school  
 15 25 district. Funds received by a school district for purposes of

CODE: Allocates up to 6,625,000 from the Student Achievement and Teacher Quality Program appropriation for FY 2007 for use by school districts for either salaries or professional development, or both, at the district's discretion.

DETAIL: Maintains the current level of support.

15 26 this paragraph shall be distributed using the formula provided  
15 27 in paragraph "d" "h" and are subject to the provisions of  
15 28 section 284.7, subsection 6. A school district shall submit a  
15 29 report to the department in a manner determined by the  
15 30 department describing its use of the funds received under this  
15 31 paragraph. The department shall submit a report on school  
15 32 district use of the funds distributed pursuant to this  
15 33 paragraph to the chairpersons and ranking members of the house  
15 34 and senate standing committees on education, the joint  
15 35 appropriations subcommittee on education, and the legislative  
16 1 services agency not later than January 15, ~~2006~~ annually.

16 2 f. For purposes of market factor teacher salaries pursuant  
16 3 to section 284.11, the following amounts are allocated to the  
16 4 department for the following fiscal years:  
16 5 (1) For the fiscal year beginning July 1, 2006, and ending  
16 6 June 30, 2007, the sum of three million three hundred ninety  
16 7 thousand dollars.  
16 8 (2) For the fiscal year beginning July 1, 2007, and ending  
16 9 June 30, 2008, the sum of seven million five hundred thousand  
16 10 dollars.  
16 11 (3) For the fiscal year beginning July 1, 2008, and ending  
16 12 June 30, 2009, the sum of ten million dollars.  
16 13 The department shall use the formula set forth in paragraph  
16 14 "h" to distribute moneys allocated under this paragraph.

CODE: Allocates \$3,390,000 in FY 2007, \$7,500,000 in FY 2008, and \$10,000,000 in FY 2009 from the Student Achievement and Teacher Quality Program appropriation for market factor teacher salaries.

DETAIL: This is a new allocation for FY 2007. A market factor salary initiative is established in Section 24 of this Bill.

16 15 g. For purposes of the pay-for-performance program  
16 16 established pursuant to section 284.14, the following amounts  
16 17 are allocated to the department of management for the  
16 18 following fiscal years:  
16 19 (1) For the fiscal year beginning July 1, 2006, and ending  
16 20 June 30, 2007, the sum of one million dollars. Of the amount  
16 21 allocated under this subparagraph, an amount equal to one  
16 22 hundred fifty thousand dollars shall be distributed to the  
16 23 institute for tomorrow's workforce created pursuant to section  
16 24 7K.1 for the activities of the institute.

CODE: Allocates \$1,000,000 in FY 2007, \$2,500,000 in FY 2008, and \$5,000,000 in FY 2009 from the Student Achievement and Teacher Quality Program appropriation for the Pay for Performance Program.

DETAIL: This is a new allocation for FY 2007. The FY 2007 allocation includes a sub-allocation of \$150,000 for the Institute for Tomorrow's Workforce. The Pay for Performance Program is established in Section 27 of this Bill.

16 25 (2) For the fiscal year beginning July 1, 2007, and ending  
16 26 June 30, 2008, the sum of two million five hundred thousand  
16 27 dollars.  
16 28 (3) For the fiscal year beginning July 1, 2008, and ending  
16 29 June 30, 2009, the sum of five million dollars.

16 30 h. For each fiscal year in which funds are appropriated  
16 31 for purposes of this chapter, the moneys remaining after  
16 32 distribution as provided in paragraphs "a" through "g" shall  
16 33 be allocated to school districts for salaries and career  
16 34 development in accordance with the following formula:

16 35 (1) Fifty percent of the allocation shall be in the  
17 1 proportion that the basic enrollment of a school district  
17 2 bears to the sum of the basic enrollments of all school  
17 3 districts in the state for the budget year.  
17 4 (2) Fifty percent of the allocation shall be based upon  
17 5 the proportion that the number of full-time equivalent  
17 6 teachers employed by a school district bears to the sum of the  
17 7 number of full-time equivalent teachers who are employed by  
17 8 all school districts in the state for the base year.

CODE: Technical correction to reorder the funding provisions for the Student Achievement and Teacher Quality Program.

17 9 i. From moneys available under paragraph "h", the  
17 10 department shall allocate to area education agencies an amount  
17 11 per classroom teacher employed by an area education agency  
17 12 that is approximately equivalent to the average per teacher  
17 13 amount allocated to the districts. The average per teacher  
17 14 amount shall be calculated by dividing the total number of  
17 15 classroom teachers employed by school districts and the  
17 16 classroom teachers employed by area education agencies into  
17 17 the total amount of moneys available under paragraph "h".

CODE: Technical correction to reorder the funding provisions for the Student Achievement and Teacher Quality Program.

17 18 ~~h.~~ j. Notwithstanding section 8.33, any moneys remaining  
17 19 unencumbered or unobligated from the moneys allocated for  
17 20 purposes of paragraph "a", ~~or~~ "b", or "c" shall not revert but  
17 21 shall remain available in the succeeding fiscal year for

CODE: Technical correction to reorder the funding provisions for the Student Achievement and Teacher Quality Program.

17 22 expenditure for the purposes designated. The provisions of  
17 23 section 8.39 shall not apply to the funds appropriated  
17 24 pursuant to this subsection.

17 25 Sec. 26. Section 284.13, subsection 2, Code Supplement  
17 26 2005, is amended to read as follows:

17 27 2. A school district that is unable to meet the provisions  
17 28 of section 284.7, subsection 1, with funds allocated pursuant  
17 29 to subsection 1, paragraph "d" "h", may request a waiver from  
17 30 the department to use funds appropriated under chapter 256D to  
17 31 meet the provisions of section 284.7, subsection 1, if the  
17 32 difference between the funds allocated to the school district  
17 33 pursuant to subsection 1, paragraph "d" "h", and the amount  
17 34 required to comply with section 284.7, subsection 1, is not  
17 35 less than ten thousand dollars. The department shall consider  
18 1 the average class size of the school district, the school  
18 2 district's actual unspent balance from the preceding year, and  
18 3 the school district's current financial position.

CODE: Technical correction to reorder the funding provisions for the Student Achievement and Teacher Quality Program.

18 4 Sec. 27. NEW SECTION. 284.14 PAY-FOR-PERFORMANCE  
18 5 PROGRAM.

18 6 1. COMMISSION.

18 7 a. A pay-for-performance commission is established to  
18 8 design and implement a pay-for-performance program and provide  
18 9 a study relating to teacher and staff compensation containing  
18 10 a pay-for-performance component. The study shall measure the  
18 11 cost and effectiveness in raising student achievement of a  
18 12 compensation system that provides financial incentives based  
18 13 on student performance. The commission is part of the  
18 14 executive branch of government. The legislative services  
18 15 agency shall, upon request, provide technical and  
18 16 administrative support to the commission.

18 17 The commission shall select its own chairperson and  
18 18 establish its own rules of procedure. A majority of the  
18 19 voting members of the commission shall constitute a quorum.

18 20 b. Any vacancy on the commission shall be filled by the

CODE: Establishes the Pay for Performance Commission as part of the Executive Branch, and specifies the Legislative Services Agency will, upon request, provide technical and administrative support to the Commission.

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18 21 appropriate appointing authority. Members shall receive a per  
18 22 diem. Membership of the commission shall be as follows:  
18 23 (1) One classroom teacher selected jointly by the Iowa  
18 24 state educational association and the professional educators  
18 25 of Iowa.  
18 26 (2) One principal selected by the school administrators of  
18 27 Iowa.  
18 28 (3) One private sector representative selected by the Iowa  
18 29 business council. This representative should have all of the  
18 30 following qualifications:  
18 31 (a) Possess a degree in education and have teaching  
18 32 experience.  
18 33 (b) Be employed in a business employing at least two  
18 34 hundred persons that has an employee performance pay program.  
18 35 (c) Have served as a school board member.  
19 1 (4) One industrial engineer appointed by the American  
19 2 society of engineers. This individual should have technical  
19 3 knowledge and experience in the design and implementation of  
19 4 individual and group pay-for-performance incentive programs.  
19 5 (5) One small business private sector employer, who  
19 6 employs at least fifty people in a targeted industry, selected  
19 7 by the governor, who has general management experience and top  
19 8 line and bottom line responsibilities.  
19 9 (6) One professional economist with a doctoral degree with  
19 10 experience and knowledge in student achievement using test  
19 11 scores to measure student progress, selected by the voting  
19 12 members of the commission, after they convene.  
19 13 (7) One representative from the department of education  
19 14 who shall serve as a nonvoting member.  
19 15 (8) Two members of the senate and two members of the house  
19 16 of representatives who shall serve as nonvoting members for  
19 17 two-year terms coinciding with the legislative biennium.  
19 18 c. Voting members shall serve three-year terms except for  
19 19 the terms of the initial members, which shall be staggered so  
19 20 that two members' terms expire each calendar year. A vacancy  
19 21 in the membership of the board shall be filled by appointment  
19 22 by the initial appointing authority.  
19 23 d. The pay-for-performance commission is not subject to

19 24 the provisions of section 69.16 or 69.16A.

19 25 2. DEVELOPMENT OF PROGRAM. Beginning July 1, 2006, the  
19 26 commission shall gather sufficient information to identify a  
19 27 pay-for-performance program based upon student achievement  
19 28 gains and global content standards where student achievement  
19 29 gains cannot be easily measured. The commission shall review  
19 30 pay-for-performance programs in both the public and private  
19 31 sector. Based on this information, the commission shall  
19 32 design a program utilizing both individual and group incentive  
19 33 components. At least half of any available funding identified  
19 34 by the commission shall be designated for individual  
19 35 incentives.

20 1 a. Commencing with the school year beginning July 1, 2007,  
20 2 the commission shall initiate demonstration projects, in  
20 3 selected kindergarten through grade twelve schools, to test  
20 4 the effectiveness of the pay-for-performance program. The  
20 5 purpose of the demonstration projects is to identify the  
20 6 strengths and weaknesses of the pay-for-performance program  
20 7 design, evaluate cost effectiveness, analyze student  
20 8 achievement gains, test assessments, allow thorough review of  
20 9 data, and make necessary adjustments before implementing the  
20 10 pay-for-performance program statewide.

20 11 b. The commission shall select ten school districts as  
20 12 demonstration projects. To the extent practicable,  
20 13 participants shall represent geographically distinct rural,  
20 14 urban, and suburban areas of the state. Participants shall  
20 15 provide reports or other information as required by the  
20 16 commission.

20 17 c. Commencing with the school year beginning July 1, 2008,  
20 18 the commission shall select twenty additional school districts  
20 19 as demonstration projects.

20 20 3. REPORTS AND FINAL STUDY. Based on the information  
20 21 generated by the demonstration projects, the commission shall  
20 22 prepare an interim report by January 15, 2007, followed by

CODE: Requires the Pay for Performance Commission to review pay-for-performance programs in both the public and private sector and design a program using both individual and group incentives. Specifies that at least half of the funding identified be designated for individual incentives. Requires the Commission to initiate demonstration projects in 10 selected K-12 school districts, beginning July 1, 2007, to test the effectiveness of the program and to add 20 additional school districts as demonstration projects beginning July 1, 2008.

CODE: Requires the Pay for Performance Commission to submit an interim report by January 15, 2007; subsequent interim reports annually; and a final report, analyzing the effect of the program on student achievement, six months after the completion of the

20 23 interim progress reports annually, followed by a final study  
 20 24 report analyzing the effectiveness of pay-for-performance in  
 20 25 raising student achievement levels. The final study report  
 20 26 shall be completed no later than six months after the  
 20 27 completion of the demonstration projects. The commission  
 20 28 shall provide copies of the final study report to the  
 20 29 department of education and to the chairpersons and ranking  
 20 30 members of the senate and house standing committees on  
 20 31 education.

demonstration projects. Requires the Commission to submit the final report to the Department of Education and the Chairpersons and Ranking Members of the Senate and House Education Committees.

20 32 4. STATEWIDE IMPLEMENTATION -- REMEDIATION. The general  
 20 33 assembly shall consider implementing the pay-for-performance  
 20 34 program statewide for the 2009-2010 school year,  
 20 35 notwithstanding the provisions of chapters 20 and 279 to the  
 21 1 contrary.

21 2 a. The commission, in consultation with the department of  
 21 3 education, shall develop a system which will provide for  
 21 4 valid, reliable tracking and measuring of enhanced student  
 21 5 achievement under the pay-for-performance program. Where  
 21 6 possible, student performance shall be based solely on student  
 21 7 achievement, objectively measured by academic gains made by  
 21 8 individual students using valid, reliable, and nonsubjective  
 21 9 assessment tools such as the dynamic indicators of basic early  
 21 10 literacy skills (DIBELS), the Iowa test of basic skills, or  
 21 11 the Iowa test of educational development.

21 12 b. The commission shall develop a pay-for-performance pay  
 21 13 plan for teacher compensation. The plan shall establish  
 21 14 salary adjustments which vary directly with the enhancement of  
 21 15 student achievement. The plan shall include teacher  
 21 16 performance standards which identify the following five levels  
 21 17 of teacher performance with standards to measure each level:

- 21 18 (1) Superior performance.
- 21 19 (2) Exceeds expectations.
- 21 20 (3) Satisfactory.
- 21 21 (4) Emerging.
- 21 22 (5) In need of remediation.

21 23 No individual salary adjustments under an individual

CODE: Requires the General Assembly to consider statewide implementation of the Pay for Performance Program in FY 2010. Requires the Pay for Performance Commission, in consultation with the Department of Education, to develop a system of tracking and measuring enhanced student achievement and to develop a pay-for-performance teacher compensation plan that includes salary adjustments directly related to enhanced student achievement. The plan must include performance standards identifying five levels of performance, including superior, exceeds expectations, satisfactory, emerging, and in need of remediation. Only those teachers performing at or above the satisfactory level will receive individual salary adjustments. Requires the Department of Education to create a teacher remediation program for teachers whose students do not demonstrate adequate increases in achievement.



21 24 incentive component of a pay-for-performance program shall be  
21 25 provided to teachers whose students do not demonstrate at  
21 26 least a satisfactory level of performance.  
21 27 c. The department of education, in conjunction with the  
21 28 commission, shall create a teacher remediation program to  
21 29 provide counseling and assistance for teachers whose students  
21 30 do not demonstrate adequate increases in achievement.

21 31 5. STAFFING. The legislative services agency may annually  
21 32 use up to fifty thousand dollars of the moneys appropriated  
21 33 for the pay-for-performance program to provide technical and  
21 34 administrative assistance to the commission and monitoring of  
21 35 the program. The commission may annually use up to two  
22 1 hundred thousand dollars of the moneys appropriated for  
22 2 consultation services in coordination with the legislative  
22 3 services agency.

22 4 6. IOWA EXCELLENCE FUND. An Iowa excellence fund is  
22 5 created within the office of the treasurer of state, to be  
22 6 administered by the commission. Notwithstanding section 8.33,  
22 7 moneys in the fund that remain unencumbered or unobligated at  
22 8 the close of the fiscal year shall not revert but shall remain  
22 9 in the fund.  
22 10 The commission may provide grants from this fund, according  
22 11 to criteria developed by the commission, for implementation of  
22 12 the pay-for-performance program.

22 13 Sec. 28. NEW SECTION. 284A.1 DEFINITIONS.  
22 14 As used in this chapter, unless the context otherwise  
22 15 requires:

22 16 1. "Administrator" means an individual holding a  
22 17 professional administrator license issued under chapter 272,  
22 18 who is employed in a school district administrative position  
22 19 by a school district or area education agency pursuant to a  
22 20 contract issued by a board of directors under section 279.23.

CODE: Specifies that the Legislative Services Agency (LSA) may use up to \$50,000 annually from the funds allocated to the Pay for Performance Program to provide technical and administrative assistance to the Commission. Specifies that the Commission may use up to \$200,000 of the funds allocated to the Program for consultation services in conjunction with the LSA.

CODE: Creates the Iowa Excellence Fund in the Office of the Treasurer of State to be administered by the Pay for Performance Commission. Specifies that moneys in the fund do not revert at the end of the fiscal year. Authorizes the Commission to provide grants from the Fund for implementation of the Pay for Performance Program.

CODE: Establishes definitions for the Beginning Administrator Mentoring and Induction Program created in Section 29 of this Bill.

22 21 An administrator may be employed in both an administrative and  
22 22 a nonadministrative position by a board of directors and shall  
22 23 be considered a part-time administrator for the portion of  
22 24 time that the individual is employed in an administrative  
22 25 position.

22 26 2. "Beginning administrator" means an individual serving  
22 27 under an initial administrator license, issued by the board of  
22 28 educational examiners under chapter 272, who is assuming a  
22 29 position as a school district administrator for the first  
22 30 time.

22 31 3. "Department" means the department of education.

22 32 4. "Mentor" means an individual employed by a school  
22 33 district or area education agency as a school district  
22 34 administrator or a retired administrator who holds a valid  
22 35 license issued under chapter 272. The individual must have a  
23 1 record of four years of successful administrative experience  
23 2 and must demonstrate professional commitment to both the  
23 3 improvement of teaching and learning and the development of  
23 4 beginning administrators.

23 5 5. "School board" means the board of directors of a school  
23 6 district or a collaboration of boards of directors of school  
23 7 districts.

23 8 6. "State board" means the state board of education.

23 9 Sec. 29. NEW SECTION. 284A.2 BEGINNING ADMINISTRATOR  
23 10 MENTORING AND INDUCTION PROGRAM.

23 11 1. A beginning administrator mentoring and induction  
23 12 program is created to promote excellence in school leadership,  
23 13 improve classroom instruction, enhance student achievement,  
23 14 build a supportive environment within school districts,  
23 15 increase the retention of promising school leaders, and  
23 16 promote the personal and professional well-being of  
23 17 administrators.

23 18 2. The department, in collaboration with other educational  
23 19 partners, shall develop a model beginning administrator  
23 20 mentoring and induction program for all beginning  
23 21 administrators.

CODE: Creates the Beginning Administrator Mentoring and Induction Program, and requires the Department of Education to develop a model program. Requires school boards to establish a Program, that may be based upon the Department's model program, to provide one year of programming for new administrators. Provides that beginning administrators may be comprehensively evaluated at the end of the second year of employment, at the discretion of the school board.

23 22 3. Each school board shall establish an administrator  
23 23 mentoring program for all beginning administrators. The  
23 24 school board may adopt the model program developed by the  
23 25 department pursuant to subsection 2. Each school board's  
23 26 beginning administrator mentoring and induction program shall,  
23 27 at a minimum, provide for one year of programming. Each  
23 28 school board shall develop an initial beginning administrator  
23 29 mentoring and induction plan. The plan shall describe the  
23 30 mentor selection process, describe supports for beginning  
23 31 administrators, describe program organizational and  
23 32 collaborative structures, provide a budget, provide for  
23 33 sustainability of the program, and provide for program  
23 34 evaluation. The school board employing an administrator shall  
23 35 determine the conditions and requirements of an administrator  
24 1 participating in a program established pursuant to this  
24 2 section. A school board shall include its plan in the school  
24 3 district's comprehensive school improvement plan submitted  
24 4 pursuant to section 256.7, subsection 21.  
24 5 4. By the end of a beginning administrator's second year  
24 6 of employment, the beginning administrator may be  
24 7 comprehensively evaluated at the discretion of the school  
24 8 board.

24 9 Sec. 30. NEW SECTION. 284A.3 PROGRAM APPROPRIATION.

24 10 1. For the fiscal year beginning July 1, 2006, and each  
24 11 succeeding fiscal year, there is appropriated from the general  
24 12 fund of the state to the department of education the sum of  
24 13 two hundred fifty thousand dollars for purposes of  
24 14 administering the beginning administrator mentoring and  
24 15 induction program established pursuant to this chapter.  
24 16 2. A school district shall receive one thousand five  
24 17 hundred dollars per beginning administrator participating in  
24 18 the program. If the funds appropriated for the program are  
24 19 insufficient to pay mentors and school districts as provided  
24 20 in this subsection, the department shall prorate the amount  
24 21 distributed to school districts based upon the amount  
24 22 appropriated. Moneys received by a school district pursuant

CODE: General Fund appropriation to the Department of Education in FY 2007 and subsequent years for the Beginning Administrator Mentoring and Induction Program.

DETAIL: This is a new appropriation for FY 2007. This Bill appropriates \$250,000 for each fiscal year and specifies that funds do not revert at the end of a fiscal year. Specifies that school districts will receive \$1,500 per beginning administrator, and if the funds are not sufficient, the Department is authorized to prorate the distribution to school districts. Specifies that each mentor will receive at least \$500 per semester, and districts may use the remainder of the funds to implement the Program and to pay the employer's share of contributions to federal Social Security and qualified retirement systems.

24 23 to this subsection shall be expended to provide each mentor  
24 24 with an award of five hundred dollars per semester, at a  
24 25 minimum, for participation in the school district's beginning  
24 26 administrator mentoring and induction program; to implement  
24 27 the plan; and to pay any applicable costs of the employer's  
24 28 share of contributions to federal social security and the Iowa  
24 29 public employees' retirement system or a pension and annuity  
24 30 retirement system established under chapter 294, for such  
24 31 amounts paid by the district.

24 32 3. Notwithstanding section 8.33, any moneys remaining  
24 33 unobligated or unexpended from the moneys appropriated under  
24 34 subsection 1 shall not revert, but shall remain available in  
24 35 the succeeding fiscal year for expenditure for the purposes  
25 1 designated. The provisions of section 8.39 shall not apply to  
25 2 the funds appropriated pursuant to this section.

25 3 Sec. 31. INSTITUTE FOR TOMORROW'S WORKFORCE -- IOWA  
25 4 EDUCATION EFFICIENCY AND IMPROVEMENT PLAN. The institute for  
25 5 tomorrow's workforce shall develop an Iowa education  
25 6 efficiency and improvement plan, the goal of which is to  
25 7 establish a new educational delivery system. In developing  
25 8 the plan, the institute shall address issues concerning the  
25 9 alignment of school districts, area education agencies, public  
25 10 postsecondary institutions, and the department of education,  
25 11 focusing on specific quantitative and qualitative indicators,  
25 12 management, governance, services, boundaries, infrastructure  
25 13 and efficiencies, and administrative efficiencies. The  
25 14 institute shall submit the plan and any recommendations for  
25 15 changes to state law and administrative rules to the general  
25 16 assembly, the governor, and the department of education by  
25 17 January 15, 2007.

Directs the Institute for Tomorrow's Workforce to develop a plan to establish a new educational delivery system. Requires the Institute to submit the plan and recommendations to the General Assembly, the Governor, and the Department of Education by January 15, 2007.

DETAIL: Section 25 of this Bill provides an allocation of \$150,000 from the FY 2007 Student Achievement and Teacher Quality Program appropriation to the Institute.

25 18 Sec. 32. STATE MANDATE FUNDING SPECIFIED. In accordance  
25 19 with section 25B.2, subsection 3, the state cost of requiring  
25 20 compliance with any state mandate included in this Act shall  
25 21 be paid by a school district from state school foundation aid

Requires school districts to pay the cost of compliance with any State mandate in this Bill from school foundation aid.

25 22 received by the school district under section 257.16. This  
 25 23 specification of the payment of the state cost shall be deemed  
 25 24 to meet all the state funding-related requirements of section  
 25 25 25B.2, subsection 3, and no additional state funding shall be  
 25 26 necessary for the full implementation of this Act by and  
 25 27 enforcement of this Act against all affected school districts.

25 28 DIVISION II  
 25 29 EDUCATION POLICY  
 25 30 DEPARTMENT OF EDUCATION

25 31 Sec. 33. There is appropriated from the general fund of  
 25 32 the state to the department of education for the fiscal year  
 25 33 beginning July 1, 2006, and ending June 30, 2007, the  
 25 34 following amount, or so much thereof as is necessary, to be  
 25 35 used for the purpose designated:  
 26 1 To assist school districts with the implementation of  
 26 2 statewide graduation requirements as provided in division III  
 26 3 of this Act:  
 26 4 ..... \$ 130,000

General Fund appropriation to the Department of Education to implement the Statewide graduation requirements as described in Section 50 of this Bill and in SF 2272 (Education Policy Bill). Senate File 2272 was approved by the General Assembly on May 3, 2006.

26 5 DIVISION III  
 26 6 MISCELLANEOUS EDUCATION PROVISIONS

26 7 Sec. 34. STATE EDUCATIONAL ASSISTANCE -- CHILDREN OF  
 26 8 DECEASED VETERANS. There is appropriated from the general  
 26 9 fund of the state to the department of veterans affairs for  
 26 10 the fiscal year beginning July 1, 2006, and ending June 30,  
 26 11 2007, the following amount, or so much thereof as is  
 26 12 necessary, for the purpose designated:  
 26 13 For educational assistance pursuant to section 35.9:  
 26 14 ..... \$ 27,000  
 26 15 Notwithstanding section 8.33, moneys appropriated under  
 26 16 this section that remain unexpended at the close of the fiscal  
 26 17 year shall not revert to any fund but shall remain available

General Fund appropriation to the Department of Veteran Affairs for Educational Assistance for Children of Deceased Veterans.

DETAIL: Beneficiaries of the educational assistance are required to live in Iowa for two years preceding the application for assistance. The educational assistance funds are to be expended for the following:

- \$600 per year for a child of a person that died during active military service prior to September 11, 2001.
- Up to \$5,500 per year for a child of a person that died during

26 18 for the purpose designated until the close of the succeeding  
26 19 fiscal year.

active military service on or after September 11, 2001, to attend a  
community college or Regents institution.

26 20 Sec. 35. Section 35.8, Code Supplement 2005, is amended to  
26 21 read as follows:  
26 22 35.8 WAR ORPHANS EDUCATIONAL AID ASSISTANCE FUND.  
26 23 A war orphans educational aid assistance fund is created as  
26 24 a separate fund in the state treasury under the control of the  
26 25 department of veterans affairs. Any money appropriated for  
26 26 the purpose of aiding assisting in the education of orphaned  
26 27 children of veterans, as defined in section 35.1, or the  
26 28 education of a child as provided in section 35.9, subsection  
26 29 2, shall be deposited in the war orphans educational aid  
26 30 assistance fund.

CODE: Amends the name of the War Orphans Educational Aid Fund  
and expands the purpose of the Fund.

26 31 Sec. 36. Section 35.9, Code Supplement 2005, is amended to  
26 32 read as follows:  
26 33 35.9 EXPENDITURE BY COMMISSION.  
26 34 1. a. ~~The department of veterans affairs~~ may expend not  
26 35 more than six hundred dollars per year for any one child who  
27 1 has lived in the state of Iowa for two years preceding  
27 2 application for aid state educational assistance, and who is  
27 3 the child of a person who died prior to September 11, 2001,  
27 4 during active federal military service while serving in the  
27 5 armed forces or during active federal military service in the  
27 6 Iowa national guard or other military component of the United  
27 7 States, to defray the expenses of tuition, matriculation,  
27 8 laboratory and similar fees, books and supplies, board,  
27 9 lodging, and any other reasonably necessary expense for the  
27 10 child or children incident to attendance in this state at an  
27 11 educational or training institution of college grade, or in a  
27 12 business or vocational training school with standards approved  
27 13 by the department of veterans affairs.  
27 14 b. A child eligible to receive funds under this section  
27 15 shall not receive more than three thousand dollars under this

CODE: Provides up to \$5,500 for annual post-secondary educational  
financial assistance for the children of persons that died on or after  
September 11, 2001, during active military service. The children must  
be living in Iowa and attend an Iowa community college or Regents  
institution. Limits the lifetime benefit per child to \$27,500.

27 16 ~~section~~ subsection during the child's lifetime.  
27 17 2. Upon application by a child who has lived in the state  
27 18 of Iowa for two years preceding application for state  
27 19 educational assistance, and who is the child of a person who  
27 20 died on or after September 11, 2001, during active federal  
27 21 military service while serving in the armed forces or during  
27 22 active federal military service in the Iowa national guard or  
27 23 other military component of the United States, the department  
27 24 shall provide state educational assistance in the amount of  
27 25 five thousand five hundred dollars per year or the amount of  
27 26 the child's established financial need, whichever is less, to  
27 27 defray the expenses of tuition, matriculation, laboratory and  
27 28 similar fees, books and supplies, board, lodging, and any  
27 29 other reasonably necessary expense for the child or children  
27 30 incident to attendance in this state at a community college  
27 31 established under chapter 260C or at an institution of higher  
27 32 education governed by the state board of regents. A child  
27 33 eligible to receive state educational assistance under this  
27 34 subsection shall not receive more than twenty-seven thousand  
27 35 five hundred dollars under this subsection during the child's  
28 1 lifetime. The college student aid commission may, if  
28 2 requested, assist the department in administering this  
28 3 subsection.

28 4 Sec. 37. Section 35.10, Code Supplement 2005, is amended  
28 5 to read as follows:  
28 6 35.10 ELIGIBILITY AND PAYMENT OF AID ASSISTANCE.  
28 7 Eligibility for aid assistance shall be determined upon  
28 8 application to the department of veterans affairs, whose  
28 9 decision is final. The eligibility of eligible applicants  
28 10 shall be certified by the department of veterans affairs to  
28 11 the director of the department of administrative services, and  
28 12 all amounts that are or become due to an individual or a  
28 13 training institution under this chapter shall be paid to the  
28 14 individual or institution by the director of the department of  
28 15 administrative services upon receipt by the director of  
28 16 certification by the president or governing board of the

CODE: Technical change to correspond with changes to the educational financial assistance for certain children of persons that died in active military service.

28 17 educational or training institution as to accuracy of charges  
28 18 made, and as to the attendance of the individual at the  
28 19 educational or training institution. The department of  
28 20 veterans affairs may pay over the annual sum of ~~four hundred~~  
28 21 ~~dollars set forth in section 35.9~~ to the educational or  
28 22 training institution in a lump sum, or in installments as the  
28 23 circumstances warrant, upon receiving from the institution  
28 24 such written undertaking as the department may require to  
28 25 assure the use of funds for the child for the authorized  
28 26 purposes and for no other purpose. A person is not eligible  
28 27 for the benefits of this chapter until the person has  
28 28 graduated from a high school or educational institution  
28 29 offering a course of training equivalent to high school  
28 30 training.

28 31 Sec. 38. Section 257.4, subsection 1, Code 2005, is  
28 32 amended to read as follows:

CODE: Creates a mechanism to offset School Foundation Additional Levy property taxes with State Foundation Aid for school districts with the highest Foundation levy rates.

28 33 1. COMPUTATION OF TAX.

CODE: Technical correction.

28 34 a. A school district shall cause an additional property  
28 35 tax to be levied each year. The rate of the additional  
29 1 property tax levy in a school district shall be determined by  
29 2 the department of management and shall be calculated to raise  
29 3 the difference between the combined district cost for the  
29 4 budget year and the sum of the products of the regular program  
29 5 foundation base per pupil times the weighted enrollment in the  
29 6 district and the special education support services foundation  
29 7 base per pupil times the special education support services  
29 8 weighted enrollment in the district.

29 9 b. For the budget year beginning July 1, 2006, and  
29 10 succeeding budget years, the department of management shall  
29 11 determine an adjusted additional property tax levy and a  
29 12 statewide maximum adjusted additional property tax levy rate.  
29 13 For purposes of this paragraph, the adjusted additional

CODE: Requires the Department of Management to determine an Adjusted Additional Property Tax Levy and a Statewide Maximum Adjusted Additional Property Tax Rate.

The Adjusted Additional Property Tax Levy is the portion of the



29 14 property tax levy shall be that portion of the additional  
 29 15 property tax levy corresponding to the state cost per pupil  
 29 16 multiplied by a school district's weighted enrollment, and  
 29 17 then multiplied by one hundred percent less the regular  
 29 18 program foundation base per pupil percentage pursuant to  
 29 19 section 257.1. The district shall receive adjusted additional  
 29 20 property tax levy aid in an amount equal to the difference  
 29 21 between the adjusted additional property tax levy rate and the  
 29 22 statewide maximum adjusted additional property tax levy rate,  
 29 23 as applied per thousand dollars of assessed valuation on all  
 29 24 taxable property in the district. The statewide maximum  
 29 25 adjusted additional property tax levy rate shall be annually  
 29 26 determined by the department taking into account amounts  
 29 27 allocated pursuant to section 257.15, subsection 4.

Additional Levy that includes the regular program, school special education, and supplemental weightings costs funded at the State Cost Per Pupil level.

The Statewide Maximum Adjusted Additional Property Tax Rate is a levy rate set so that the school districts with an Adjusted Additional Property Tax Levy Rate above this maximum rate will have these property taxes offset by a standing State General Fund appropriation.

29 28 Sec. 39. Section 257.15, Code 2005, is amended by adding  
 29 29 the following new subsection:  
 29 30 NEW SUBSECTION. 4. The department of management shall  
 29 31 allocate from amounts appropriated pursuant to section 257.16,  
 29 32 subsection 1, for the purpose of calculating the statewide  
 29 33 maximum adjusted additional property tax levy rate and  
 29 34 providing adjusted additional property tax levy aid as  
 29 35 provided in section 257.4, subsection 1, paragraph "b", an  
 30 1 amount not to exceed the following:  
 30 2 a. For the budget year beginning July 1, 2006, six million  
 30 3 dollars.  
 30 4 b. For the budget year beginning July 1, 2007, twelve  
 30 5 million dollars.  
 30 6 c. For the budget year beginning July 1, 2008, eighteen  
 30 7 million dollars.  
 30 8 d. For the budget year beginning July 1, 2009, and  
 30 9 succeeding budget years, twenty-four million dollars.

CODE: Specifies the allocation from the State Foundation Aid General Fund standing unlimited appropriation for the Adjusted Additional Property Tax Levy Aid. The appropriations are:

- FY 2007 - \$6,000,000 to reduce Additional Levy property taxes for an estimated 29 school districts.
- FY 2008 - \$12,000,000 to reduce Additional Levy property taxes for an estimated 49 school districts.
- FY 2009 - \$18,000,000 to reduce Additional Levy property taxes for an estimated 66 school districts.
- FY 2010 - \$24,000,000 to reduce Additional Levy property taxes for an estimated 77 school districts. The standing appropriation continues at this level in future years.

30 10 Sec. 40. Section 257.16, subsection 1, Code 2005, is  
 30 11 amended to read as follows:  
 30 12 1. There is appropriated each year from the general fund

CODE: Technical change to add the Adjusted Additional Property Tax Levy Aid to the School Foundation Formula.

30 13 of the state an amount necessary to pay the foundation aid,  
30 14 ~~and~~ supplementary aid under section 257.4, subsection 2, and  
30 15 adjusted additional property tax levy aid under section  
30 16 257.15, subsection 4.

30 17 Sec. 41. Section 257.31, subsection 5, paragraph j, Code  
30 18 2005, is amended to read as follows:

30 19 j. Unusual need to continue providing a program or other  
30 20 special assistance to non-English speaking pupils after the  
30 21 expiration of the ~~three-year~~ four-year period specified in  
30 22 section 280.4.

CODE: Extends the English Language Learner Program from a maximum of three years to four years.

30 23 Sec. 42. Section 261.1, subsection 5, Code 2005, is  
30 24 amended to read as follows:

30 25 5. ~~Eight~~ Nine additional members to be appointed by the  
30 26 governor. One of the members shall be selected to represent  
30 27 private colleges, private universities and private junior  
30 28 colleges located in the state of Iowa. When appointing this  
30 29 member, the governor shall give careful consideration to any  
30 30 person or persons nominated or recommended by any organization  
30 31 or association of some or all private colleges, private  
30 32 universities and private junior colleges located in the state  
30 33 of Iowa. One of the members shall be selected to represent  
30 34 institutions located in the state of Iowa whose income is not  
30 35 exempt from taxation under section 501(c) of the Internal  
31 1 Revenue Code. One of the members shall be selected to  
31 2 represent community colleges located in the state of Iowa.  
31 3 When appointing this member, the governor shall give careful  
31 4 consideration to any person or persons nominated or  
31 5 recommended by any organization or association of Iowa  
31 6 community colleges. One member shall be enrolled as a student  
31 7 at a board of regents institution, community college, or  
31 8 accredited private institution. One member shall be a  
31 9 representative of a lending institution located in this state.  
31 10 One member shall be a representative of the Iowa student loan  
31 11 liquidity corporation. The other three members, none of whom

CODE: Increases the number of members of the College Student Aid Commission from eight to nine. The additional member is to be a representative of for-profit accredited private institutions.

31 12 shall be official board members or trustees of an institution  
31 13 of higher learning or of an association of institutions of  
31 14 higher learning, shall be selected to represent the general  
31 15 public.

31 16 Sec. 43. Section 261.25, subsection 1A, as enacted by 2006  
31 17 Iowa Acts, House File 2527, if enacted, is amended to read as  
31 18 follows:

31 19 1A. There is appropriated from the general fund of the  
31 20 state to the commission for each fiscal year the sum of five  
31 21 million one hundred sixty-seven thousand three hundred  
31 22 fifty-eight dollars for ~~proprietary~~ tuition grants for  
31 23 students attending for-profit accredited private institutions  
31 24 located in Iowa. A for-profit institution which, effective  
31 25 March 9, 2005, purchased an accredited private institution  
31 26 that was exempt from taxation under section 501(c) of the  
31 27 Internal Revenue Code, shall be an eligible institution under  
31 28 the tuition grant program. In the case of a qualified student  
31 29 who was enrolled in such accredited private institution that  
31 30 was purchased by the for-profit institution effective March 9,  
31 31 2005, and who continues to be enrolled in the eligible  
31 32 institution in succeeding years, the amount the student  
31 33 qualifies for under this subsection shall be not less than the  
31 34 amount the student qualified for in the fiscal year beginning  
31 35 July 1, 2004. For purposes of the tuition grant program,  
32 1 "for-profit accredited private institution" means an  
32 2 accredited private institution which is not exempt from  
32 3 taxation under section 501(c)(3) but which otherwise meets the  
32 4 requirements of section 261.9, subsection 1, paragraph "b",  
32 5 and whose students were eligible to receive tuition grants in  
32 6 the fiscal year beginning July 1, 2003.

32 7 Sec. 44. Section 280.4, subsection 3, Code 2005, is  
32 8 amended to read as follows:  
32 9 3. In order to provide funds for the excess costs of  
32 10 instruction of limited English proficient students above the

CODE: Clarifies the definition of for-profit accredited private institutions as it relates to the Tuition Grant Program. This language also requires that students qualifying for tuition grants at Ashford University during FY 2005 continue to be eligible to receive grants during FY 2007. The grants for these students in FY 2007 are not to be less than the amount received in FY 2006.

DETAIL: The status of Ashford University (formerly Franciscan University) in Clinton changed from nonprofit to for-profit as a result of the purchase of the University by Bridgepoint Education, Inc., on March 9, 2005.

CODE: Extends the English Language Learner Program supplemental weighting from a maximum of three years to four years.

FISCAL IMPACT: The cost to the State General Fund of an additional year of funding is projected to be \$3,300,000 in FY 2007.

32 11 costs of instruction of pupils in a regular curriculum,  
32 12 students identified as limited English proficient shall be  
32 13 assigned an additional weighting of twenty-two hundredths, and  
32 14 that weighting shall be included in the weighted enrollment of  
32 15 the school district of residence for a period not exceeding  
32 16 ~~three~~ four years. However, the school budget review committee  
32 17 may grant supplemental aid or modified allowable growth to a  
32 18 school district to continue funding a program for students  
32 19 after the expiration of the ~~three-year~~ four-year period.

32 20 Sec. 45. Section 423B.7, subsection 6, Code 2005, is  
32 21 amended to read as follows:

32 22 6. Local sales and services tax moneys received by a city  
32 23 or county may be expended for any lawful purpose of the city  
32 24 or county.

32 25 a. Notwithstanding the provisions of this subsection,  
32 26 sales and services tax moneys received from a tax imposed by a  
32 27 county pursuant to this chapter shall not be expended by or  
32 28 for the benefit of a school district located in whole or in  
32 29 part in the county unless the county is imposing a local  
32 30 option sales and services tax for school infrastructure  
32 31 purposes pursuant to chapter 423E.

32 32 b. Paragraph "a" of this subsection is repealed December  
32 33 31, 2022.

32 34 Sec. 46. Section 423E.4, Code Supplement 2005, is amended  
32 35 by adding the following new subsection:

33 1 NEW SUBSECTION. 7. Notwithstanding subsection 2 of this  
33 2 section or any other provision to the contrary, a school  
33 3 district that is located in whole or in part in a county that  
33 4 has not previously imposed the local sales and services tax  
33 5 for school infrastructure, and which votes on and approves the  
33 6 tax at a rate of one percent on or before July 1, 2008, shall  
33 7 receive an amount equal to its pro rata share of the local  
33 8 sales and services tax receipts as provided in section 423E.3,  
33 9 subsection 5, paragraph "d", for a period corresponding to

CODE: Prohibits counties from spending Local Option Sales Tax (LOST) funds for the benefits of a school district unless the county has imposed the School Infrastructure Local Option (SILO) sales and services tax. The prohibition is repealed December 31, 2022.

DETAIL: This prohibition would affect Linn and Johnson counties since all other counties have the SILO sales tax.

CODE: Permits school districts in counties that have not enacted the SILO sales tax but do so before July 1, 2008, to receive their pro rata shares of all SILO sales tax collected in the counties for the first half of the duration approved by the voters. During the last half of the approved period, the amounts in excess of \$575 per pupil will be included in the pooled distribution from the Secure and Advanced Vision for Education (SAVE) Fund.

FISCAL IMPACT: This change affects Linn and Johnson counties. Implementation of a SILO sales tax is projected to raise approximately \$34,000,000 in Linn County and \$19,300,000 in Johnson County in FY 2007.

33 10 one-half the duration of the tax authorized by the voters.  
33 11 For the second half of the duration of the tax authorized by  
33 12 the voters, local sales and services tax receipts shall be  
33 13 distributed as otherwise applicable pursuant to subsection 2  
33 14 of this section.

33 15 Sec. 47. LIMITED ENGLISH PROFICIENT WEIGHTING ADJUSTMENT.  
33 16 For the fiscal year beginning July 1, 2006, and ending June  
33 17 30, 2007, there shall be allocated to the department of  
33 18 education from the amount appropriated pursuant to section  
33 19 257.16, subsection 1, based upon the increase from three to  
33 20 four years in the availability of supplementary weighting for  
33 21 instruction of limited English proficient students pursuant to  
33 22 section 280.4, an amount not to exceed three million, three  
33 23 hundred thousand dollars. The funds shall be used to adjust  
33 24 the weighted enrollment of a school district with students  
33 25 identified as limited English proficient on a prorated basis.

Allocates \$3,300,000 to the Department of Education for the increase from three to four years in supplemental weighting for the English Language Learner Program. Since the counts conducted in September 2005 were based on three years of weighting, the Department is to prorate the additional funding instead of recounting the program participants.

33 26 Sec. 48. EQUITY IN PROPERTY TAXATION INTERIM STUDY  
33 27 COMMITTEE.

33 28 1. The legislative council is requested to establish an  
33 29 equity in property taxation interim study committee to review  
33 30 the provisions of chapter 257 and develop one or more  
33 31 proposals that will equalize property tax rates applicable  
33 32 pursuant to the basic school foundation aid formula. The  
33 33 review shall include but not be limited to finance formulas  
33 34 that specifically address equalizing property tax rates, and  
33 35 shall be authorized for and conducted over a two-year period  
34 1 during the 2006 and 2007 legislative interims.

34 2 2. The membership of the committee shall include the  
34 3 following:

34 4 a. Two members of the senate standing committee on  
34 5 education.

34 6 b. Two members of the house standing committee on  
34 7 education.

34 8 c. Two members of the senate standing committee on ways

Requests the Legislative Council to establish a two-year Equity in Property Taxation Interim Study Committee to review School Foundation Property Taxes and provide recommendations for equalizing School Foundation Property Tax rates. The membership from legislative committees is specified, and the Council or interim committee chairpersons may add persons representing educational associations, property tax organizations, and other associations, groups, or interested parties. The Department of Education, with assistance from the Department of Management and the Department of Revenue, is to provide staffing for the interim committee. The Committee is to report to the General Assembly by January 1, 2008.

34 9 and means.

34 10 d. Two members of the house standing committee on ways and  
34 11 means.

34 12 e. Persons representing education associations and  
34 13 stakeholders, urban and rural property tax interests, and  
34 14 other associations, groups, or interested parties as may be  
34 15 identified by the council, or added by the chairperson or  
34 16 co-chairpersons of the study committee designated by the  
34 17 council.

34 18 3. Staffing assistance shall be provided by the department  
34 19 of education, with the assistance of the department of  
34 20 management and the department of revenue. The committee shall  
34 21 report its findings and recommendations, including proposed  
34 22 legislation, to the general assembly no later than January 1,  
34 23 2008.

34 24 Sec. 49. BOARD OF EDUCATIONAL EXAMINERS -- TEACHER  
34 25 LIBRARIAN REVIEW. The board of educational examiners shall  
34 26 review the impact the enactment of section 256.11, subsection  
34 27 9, if enacted, on school districts, media specialists, and  
34 28 librarians and shall submit its findings and recommendations  
34 29 in a report to the chairpersons and ranking members of the  
34 30 senate and house of representatives standing committees on  
34 31 education by January 1, 2007.

Requires the Board of Educational Examiners to review the impact of Section 2 of this Bill, regarding a requirement that school districts employ teacher librarians, on districts, media specialists, and librarians, and to submit a report to the Chairpersons and Ranking Members of the Senate and House Education Committees by January 1, 2007.

34 32 Sec. 50. STATEWIDE GRADUATION REQUIREMENTS.  
34 33 The department of education shall use funds appropriated  
34 34 for graduation requirements under division II of this Act to  
34 35 assist school districts with the implementation of graduation  
35 1 requirements established pursuant to section 256.7, subsection  
35 2 26, as amended by 2006 Iowa Acts, Senate File 2272, if  
35 3 enacted. The department shall survey school districts as to  
35 4 their readiness for implementation of the requirements. The  
35 5 department shall review Iowa law and administrative rules and  
35 6 policies to determine if changes are necessary or beneficial  
35 7 to implement the graduation requirements. The department

Requires the Department of Education to use funds appropriated in Section 33 of this Bill to assist school districts in implementing graduation requirements established in SF 2272 (Education Policy Bill). Senate File 2272 was approved by the General Assembly on May 3, 2006.

35 8 shall submit its findings and recommendations in a report to  
35 9 the chairpersons and ranking members of the senate and house  
35 10 of representatives standing education committees and to the  
35 11 chairpersons and ranking members of the joint appropriations  
35 12 subcommittee on education by January 1, 2007.

35 13 Sec. 51. PARTICIPATION IN AN INSTRUCTIONAL SUPPORT PROGRAM  
35 14 BY SCHOOL DISTRICTS -- SUSPENSION OF REQUIREMENTS.

35 15 Notwithstanding any contrary provision in chapter 257,  
35 16 including sections 257.18 through 257.21, a school district  
35 17 that has participated in a board-approved instructional  
35 18 support program during the fiscal year beginning July 1, 2005,  
35 19 and ending June 30, 2006, may continue to participate in the  
35 20 board-approved instructional support program for the fiscal  
35 21 year beginning July 1, 2006, and ending June 30, 2007, to the  
35 22 extent established by the board's resolution, as if it had  
35 23 complied with those sections, if all of the following apply:

35 24 1. The board of directors of the school district has  
35 25 adopted or adopts a resolution not later than May 15, 2006, to  
35 26 participate in the board-approved instructional support  
35 27 program as otherwise provided in section 257.18. If the board  
35 28 of directors has adopted a budget which did not account for  
35 29 the board-approved instructional support program, the board of  
35 30 directors may adjust its budget to account for the  
35 31 board-approved instructional support program as approved by  
35 32 the department of management.

35 33 2. The secretary of the board of directors does not  
35 34 receive a petition as authorized in section 257.18, subsection  
35 35 2, within twenty-eight days following the adoption of the  
36 1 resolution by the board of directors of the school district to  
36 2 participate in the board-approved instructional support  
36 3 program as provided in subsection 1, which asks that an  
36 4 election be called to approve or disapprove the action of the  
36 5 board of directors in adopting the resolution.

36 6 Sec. 52. EFFECTIVE DATE. Section 51 of this division of

CODE: Legalizing language to permit school districts that for various reasons did not meet the renewal deadline to continue to participate in the Instructional Support Program and receive allocations from State Aid for Instructional Support and the associated property taxes and income surtaxes. The affected school boards must adopt a resolution by May 15, 2006, to continue to participate in the Program. The school district's budget may be adjusted if it does not account for the Instructional Support funding. A provision is included to allow for a petition to call for an election to approve or disapprove to the school board's resolution to continue participation in the Program.

FISCAL IMPACT: Seven school districts are affected by this legalizing act - Iowa Falls, Midland, Russell, Seymour, Walnut, Waterloo, and Winterset. This change does not affect the General Fund appropriation for the Instructional Support Program since that appropriation is capped. Without this language, the General Fund allocation that would have gone to these school districts would be distributed to the schools that are eligible to participate in the Program. These seven school districts will continue to collect the associated property taxes and income surtaxes in FY 2007.

Section 51 that deals with the legalizing language for continued

36 7 this Act, being deemed of immediate importance, takes effect  
36 8 upon enactment.

participation in the Instructional Support Program is effective on enactment.

36 9 Sec. 53. EFFECTIVE DATE. The sections of this Act  
36 10 amending section 257.4, subsection 1, relating to the  
36 11 calculation of an adjusted additional property tax levy and a  
36 12 statewide maximum adjusted additional property tax levy rate,  
36 13 enacting section 257.15, subsection 4, relating to allocating  
36 14 funds for calculation of the statewide maximum adjusted  
36 15 additional property tax levy rate and providing adjusted  
36 16 additional property tax levy aid, amending section 257.16,  
36 17 subsection 1, relating to conforming changes, amending section  
36 18 423B.7, relating to prohibiting expenditure of sales and  
36 19 services tax moneys under specified circumstances, allocating  
36 20 funds for a limited English proficient weighting adjustment  
36 21 for the fiscal year beginning July 1, 2006, and ending June  
36 22 30, 2007, and enacting section 423E.4, subsection 7, relating  
36 23 to the distribution of local option sales and services tax  
36 24 revenue under specified circumstances, take effect upon  
36 25 enactment.

The Sections of this Bill that deal with the reduction in the School Foundation's Additional Levy rates in school districts with the highest rates, the allocation of funds for extending the English Language Learner Program from three to four years, and the use of Local Option Sales Tax (LOST) for schools and the use of the School Infrastructure Local Option (SILO) sales tax by counties currently without the SILO sales tax are effective on enactment.

36 26 Sec. 54. EFFECTIVE AND APPLICABILITY DATES. The sections  
36 27 of this Act amending sections 257.31 and 280.4, being deemed  
36 28 of immediate importance, take effect upon enactment and are  
36 29 applicable for the school budget year beginning July 1, 2006,  
36 30 and succeeding budget years.

The Sections dealing with funding for the English Language Learners Program through the supplemental weighting and the School Budget Review Committee are effective on enactment and apply to FY 2007.

36 31 DIVISION IV  
36 32 STATE AND LOCAL GOVERNMENT OPERATIONS

36 33 Sec. 55. Section 8A.108, Code 2005, is amended to read as  
36 34 follows:

36 35 8A.108 ACCEPTANCE OF FUNDS.

37 1 1. The department may receive and accept donations,  
37 2 grants, gifts, and contributions in the form of moneys,

CODE: Makes the following change regarding the acceptance of funds by the Department of Administrative Services:

- Requires the Department to file a report annually with information on any donations, grants, gifts, or contributions with monetary



37 3 services, materials, or otherwise, from the United States or  
 37 4 any of its agencies, from this state or any of its agencies,  
 37 5 or from any other person, and may use or expend such moneys,  
 37 6 services, materials, or other contributions, or issue grants,  
 37 7 in carrying out the operations of the department. All federal  
 37 8 grants to and the federal receipts of the department are  
 37 9 hereby appropriated for the purpose set forth in such federal  
 37 10 grants or receipts. The department shall report annually to  
 37 11 the general assembly on or before September 1 the donations,  
 37 12 grants, gifts, and contributions with a monetary value of one  
 37 13 thousand dollars or more that were received during the most  
 37 14 recently concluded fiscal year.

37 15 2. a. The department may solicit donations, grants,  
 37 16 gifts, and contributions in the form of moneys, services,  
 37 17 materials, real property, or otherwise from any person for  
 37 18 specific projects and improvements on or near the capitol  
 37 19 complex. However, no less than twenty days prior to  
 37 20 commencing any such solicitation, the department shall notify  
 37 21 the executive council, the department of management, and the  
 37 22 legislative council of the project for which the solicitation  
 37 23 is proposed. The department is only required to provide one  
 37 24 notification for each project for which a solicitation is  
 37 25 proposed.

37 26 b. The department shall not accept any donation, grant,  
 37 27 gift, or contribution in any form that includes any condition  
 37 28 other than a condition to use the donation, grant, gift, or  
 37 29 contribution for the project for which it was solicited. The  
 37 30 department shall not confer any benefit upon or establish any  
 37 31 permanent acknowledgement of the donor of the donation, grant,  
 37 32 gift, or contribution unless specifically authorized by a  
 37 33 constitutional majority of each house of the general assembly  
 37 34 and approved by the governor or unless otherwise specifically  
 37 35 authorized by law.

38 1 Sec. 56. Section 8A.321, Code Supplement 2005, is amended  
 38 2 by adding the following new subsection:  
 38 3 NEW SUBSECTION. 8A. With the approval of the executive

value of more than \$1,000.

- Requires the Department to notify the Executive Council, the Department of Management, and the Legislative Council 20 days prior to soliciting donations, grants, gifts, contributions with monetary value, services, or material for Capitol Complex improvements.
- Prohibits the Department from accepting any donations, grants, gifts, or contributions that include any conditions other than the use of the specific project for which it was intended.
- Prohibits the Department from establishing any permanent acknowledgement of a contribution unless authorized by a constitutional majority of each chamber of the General Assembly and approved by the Governor or otherwise specifically authorized by law.

CODE: Authorizes the Director of the Department of Administrative Services to acquire real property in the name of the Department with the approval of the Executive Council or other authority granted by

38 4 council pursuant to section 7D.29 or pursuant to other  
 38 5 authority granted by law, acquire real property to be held by  
 38 6 the department in the name of the state as follows:  
 38 7 a. By purchase, lease, option, gift, grant, bequest,  
 38 8 devise, or otherwise.  
 38 9 b. By exchange of real property belonging to the state for  
 38 10 property belonging to another person.

law.

38 11 Sec. 57. Section 68B.7, Code 2005, is amended by adding  
 38 12 the following new unnumbered paragraph:  
 38 13 NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions  
 38 14 of this section, a person who has served as the workers'  
 38 15 compensation commissioner, or any deputy thereof, may  
 38 16 represent a claimant in a contested case before the division  
 38 17 of workers' compensation at any point subsequent to  
 38 18 termination of such service, regardless of whether the person  
 38 19 charges a contingent fee for such representation, provided  
 38 20 such case was not pending before the division during the  
 38 21 person's tenure as commissioner or deputy.

CODE: Permits a person that has served as the worker's compensation commissioner or any deputy to represent a claimant in a contested case before the Division of Workers' Compensation.

38 22 Sec. 58. Section 100B.13, Code Supplement 2005, is amended  
 38 23 to read as follows:  
 38 24 100B.13 VOLUNTEER FIRE FIGHTER PREPAREDNESS FUND.  
 38 25 1. A volunteer fire fighter preparedness fund is created  
 38 26 as a separate and distinct fund in the state treasury under  
 38 27 the control of the division of state fire marshal of the  
 38 28 department of public safety.  
 38 29 2. Revenue for the volunteer fire fighter preparedness  
 38 30 fund shall include, but is not limited to, the following:  
 38 31 a. Moneys credited to the fund pursuant to section  
 38 32 422.12F.  
 38 33 b. Moneys credited to the fund pursuant to section  
 38 34 422.12G.  
 38 35 ~~b-~~ c. Moneys in the form of a devise, gift, bequest,  
 39 1 donation, or federal or other grant intended to be used for  
 39 2 the purposes of the fund.

CODE: Requires the Volunteer Fire Fighter Preparedness Fund to include moneys transferred from the joint income tax check-off for the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund. The joint check-off is established in Section 61 of this Bill.

39 3 3. Moneys in the volunteer fire fighter preparedness fund  
39 4 are not subject to section 8.33. Notwithstanding section  
39 5 12C.7, subsection 2, interest or earnings on moneys in the  
39 6 fund shall be credited to the fund.

39 7 4. Moneys in the volunteer fire fighter preparedness fund  
39 8 are appropriated to the division of state fire marshal of the  
39 9 department of public safety to be used annually to pay the  
39 10 costs of providing volunteer fire fighter training around the  
39 11 state and to pay the costs of providing volunteer fire  
39 12 fighting equipment.

39 13 Sec. 59. Section 232.116, subsection 1, Code 2005, is  
39 14 amended by adding the following new paragraph:  
39 15 NEW PARAGRAPH. o. The parent has been convicted of a  
39 16 felony offense that is a criminal offense against a minor as  
39 17 defined in section 692A.1, the parent is divorced from or was  
39 18 never married to the minor's other parent, and the parent is  
39 19 serving a minimum sentence of confinement of at least five  
39 20 years for that offense.

CODE: Provides grounds for termination of parental rights if the parent has been convicted of a felony offense that requires the parent to register on the sex offender registry.

39 21 Sec. 60. Section 314.28, Code 2005, is amended to read as  
39 22 follows:

39 23 314.28 KEEP IOWA BEAUTIFUL FUND.

39 24 A keep Iowa beautiful fund is created in the office of the  
39 25 treasurer of state. The fund is composed of moneys  
39 26 appropriated or available to and obtained or accepted by the  
39 27 treasurer of state for deposit in the fund. The fund shall  
39 28 include moneys transferred to the fund as provided in section  
39 29 422.12A. The fund shall also include moneys transferred to  
39 30 the fund as provided in section 422.12G. All interest earned  
39 31 on moneys in the fund shall be credited to and remain in the  
39 32 fund. Section 8.33 does not apply to moneys in the fund.

39 33 Moneys in the fund that are authorized by the department  
39 34 for expenditure are appropriated, and shall be used, to  
39 35 educate and encourage Iowans to take greater responsibility  
40 1 for improving their community environment and enhancing the

CODE: Requires the Keep Iowa Beautiful Fund to include moneys transferred from the joint income tax check-off for the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund. The joint check-off is established in Section 61 of this Bill.

40 2 beauty of the state through litter prevention, improving waste  
 40 3 management and recycling efforts, and beautification projects.  
 40 4 The department may authorize payment of moneys from the  
 40 5 fund upon approval of an application from a private or public  
 40 6 organization. The applicant shall submit a plan for litter  
 40 7 prevention, improving waste management and recycling efforts,  
 40 8 or a beautification project along with its application. The  
 40 9 department shall establish standards relating to the type of  
 40 10 projects available for assistance.

40 11 Sec. 61. NEW SECTION. 422.12G JOINT INCOME TAX REFUND  
 40 12 CHECKOFF FOR KEEP IOWA BEAUTIFUL FUND AND VOLUNTEER FIRE  
 40 13 FIGHTER PREPAREDNESS FUND.

40 14 1. A person who files an individual or a joint income tax  
 40 15 return with the department of revenue under section 422.13 may  
 40 16 designate one dollar or more to be paid jointly to the keep  
 40 17 Iowa beautiful fund created in section 314.28 and to the  
 40 18 volunteer fire fighter preparedness fund created in section  
 40 19 100B.13. If the refund due on the return or the payment  
 40 20 remitted with the return is insufficient to pay the additional  
 40 21 amount designated by the taxpayer, the amount designated shall  
 40 22 be reduced to the remaining amount of refund or the remaining  
 40 23 amount remitted with the return. The designation of a  
 40 24 contribution under this section is irrevocable.

40 25 2. The director of revenue shall draft the income tax form  
 40 26 to allow the designation of contributions to the keep Iowa  
 40 27 beautiful fund and to the volunteer fire fighter preparedness  
 40 28 fund as one checkoff on the tax return. The department of  
 40 29 revenue, on or before January 31, shall transfer one-half of  
 40 30 the total amount designated on the tax return forms due in the  
 40 31 preceding calendar year to the keep Iowa beautiful fund and  
 40 32 the remaining one-half to the volunteer fire fighter  
 40 33 preparedness fund. However, before a checkoff pursuant to  
 40 34 this section shall be permitted, all liabilities on the books  
 40 35 of the department of administrative services and accounts  
 41 1 identified as owing under section 8A.504 and the political  
 41 2 contribution allowed under section 68A.601 shall be satisfied.

CODE: Establishes a new income tax check-off for the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund. Provides that persons filing income tax returns may make one contribution to both Funds. One-half of any contribution is transferred to the Keep Iowa Beautiful Fund and one-half to the Volunteer Fire Fighter Preparedness Fund.

DETAIL: Under current law, separate check-offs are provided for the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund. For tax year 2004, an estimated \$57,600 was collected from the Keep Iowa Beautiful Fund check-off and an estimated \$62,300 from the Volunteer Fire Fighter Preparedness Fund check-off. Section 422.12E, Code of Iowa, specifies that no more than four contribution check-offs may be included on the tax form. When the same four check-offs have been provided for two consecutive years, the two check-offs for which the least amount has been contributed are repealed. For two consecutive years, the same four check-offs have been provided, with the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund check-offs receiving the lowest contributions. As a result, both check-offs were to be eliminated from the 2006 income tax returns under current law.

FISCAL IMPACT: The amount that will be collected each tax year from the new check-off for the Keep Iowa Beautiful Fund and Volunteer Fire Fighter Preparedness Fund cannot be determined because the amount that will be contributed is unknown. For tax year 2004, an estimated \$120,000 was contributed to both check-offs. If the same amount is contributed to the new check-off each year, the amount will be divided between the two Funds, resulting in the same

|       |   |  |
|-------|---|--|
| 41 3  | 3. The department of revenue shall adopt rules to                     | amounts being distributed to each Fund that were distributed from the  |
| 41 4  | administer this section.  | 2004 check-offs.   |
| 41 5  | 4. This section is subject to repeal under section                    |  |
| 41 6  | 422.12E.  |  |
| 41 7  | Sec. 62. Section 427.1, subsection 21A, Code Supplement               | CODE: Specifies filing requirements for property owned and             |
| 41 8  | 2005, as amended by 2006 Iowa Acts, House File 2797, section          | managed by a community housing development organization in order       |
| 41 9  | 84, if enacted, is amended to read as follows:                        | to receive a State tax exemption.                                      |
| 41 10 | 21A. DWELLING UNIT PROPERTY OWNED BY COMMUNITY HOUSING                |  |
| 41 11 | DEVELOPMENT ORGANIZATION. Dwelling unit property owned and            |  |
| 41 12 | managed by a community housing development organization, as           |  |
| 41 13 | recognized by the state of Iowa and the federal government            |  |
| 41 14 | pursuant to criteria for community housing development                |  |
| 41 15 | organization designation contained in the HOME program of the         |  |
| 41 16 | federal National Affordable Housing Act of 1990, if the               |  |
| 41 17 | organization is also a nonprofit organization exempt from             |  |
| 41 18 | federal income tax under section 501(c)(3) of the Internal            |  |
| 41 19 | Revenue Code and owns and manages more than one hundred and           |  |
| 41 20 | fifty dwelling units that are located in a city with a                |  |
| 41 21 | population of more than one hundred ten thousand. <u>For the</u>      |  |
| 41 22 | <u>2005 and 2006 assessment years, an application is not required</u> |  |
| 41 23 | <u>to be filed to receive the exemption. For the 2007 and</u>         |  |
| 41 24 | <u>subsequent assessment years, an application for exemption must</u> |  |
| 41 25 | <u>be filed with the assessing authority not later than February</u>  |  |
| 41 26 | <u>1 of the assessment year for which the exemption is sought.</u>    |  |
| 41 27 | <u>Upon the filing and allowance of the claim, the claim shall be</u> |  |
| 41 28 | <u>allowed on the property for successive years without further</u>   |  |
| 41 29 | <u>filing as long as the property continues to qualify for the</u>    |  |
| 41 30 | <u>exemption.</u>   |  |
| 41 31 | Sec. 63. Section 600A.8, Code Supplement 2005, is amended             | CODE: Provides grounds for termination of parental rights if the       |
| 41 32 | by adding the following new subsection:                               | parent has been convicted of a felony offense that requires the parent |
| 41 33 | <u>NEW SUBSECTION. 10. The parent has been convicted of a</u>         | to register on the sex offender registry.                              |
| 41 34 | felony offense that is a criminal offense against a minor as          |  |
| 41 35 | defined in section 692A.1, the parent is divorced from or was         |  |
| 42 1  | never married to the minor's other parent, and the parent is          |  |

42 2 serving a minimum sentence of confinement of at least five  
42 3 years for that offense.

42 4 Sec. 64. Section 602.8108, subsection 8B, if enacted by  
42 5 2006 Iowa Acts, House File 2789, section 8, is amended to read  
42 6 as follows:  
42 7 8B. The state court administrator shall allocate to the  
42 8 office of attorney general for the fiscal year beginning July  
42 9 1, 2006, and for each fiscal year thereafter, ~~three~~ four  
42 10 hundred fifty thousand dollars of the moneys received annually  
42 11 under subsection 2, to be used for legal services for persons  
42 12 in poverty grants as provided in section 13.34.

CODE: Directs the State Court Administrator to allocate \$450,000 annually, from the fees and fines collected by the clerks of district court, to the Office of the Attorney General for Legal Services Poverty Grants. The funds are to be used for legal services for persons in poverty. The \$450,000 allocation is in addition to the proposed General Fund appropriation of \$900,000 to the Attorney General Office in HF 2558 (FY 2007 Justice System Appropriations Bill). The \$450,000 allocation will be shown in the Attorney General's Office budget as a receipt, rather than an appropriation.

42 13 Sec. 65. 2006 Iowa Acts, House File 2797, section 43,  
42 14 subsection 1, paragraph a, if enacted, is amended by adding  
42 15 the following new subparagraphs:  
42 16 NEW SUBPARAGRAPH. (11) Sierra club - Iowa chapter.  
42 17 NEW SUBPARAGRAPH. (12) Izaak Walton league of Iowa.  
42 18 NEW SUBPARAGRAPH. (13) State conservation districts.

CODE: Adds three additional organizations to the membership of the Sustainable Natural Resource Funding Study Advisory Committee, established in HF 2797 (FY 2007 Standing Appropriations Bill). The organizations are the Iowa Chapter of the Sierra Club, the Izaak Walton League of Iowa, and the State Soil and Water Conservation Districts. House File 2797 was approved by the General Assembly on May 3, 2006.

42 19 Sec. 66. 2006 Iowa Acts, House File 2794, section 58, if  
42 20 enacted, is repealed.

CODE: Repeals language in HF 2794 (Tax Technical, Policy, and Exemptions Bill), if enacted, that duplicates that language in Section 62 of this Bill. House File 2794 was approved by the General Assembly on May 2, 2006.

42 21 Sec. 67. RETROACTIVE APPLICABILITY. The section of this  
42 22 Act enacting section 422.12G applies retroactively to tax  
42 23 years beginning on or after January 1, 2006.

Specifies that Section 61 of this Bill, establishing a joint income tax refund check-off for the Keep Iowa Beautiful and Volunteer Fire Fighter Preparedness Funds, applies retroactively to tax years beginning on or after January 1, 2006.

42 24 DIVISION V  
42 25 MISCELLANEOUS PROVISIONS

42 26 Sec. 68. Section 8F.2, subsection 8, paragraph b,

CODE: Technical correction.

42 27 subparagraph (3), if enacted by 2006 Iowa Acts, Senate File  
42 28 2410, is amended to read as follows:  
42 29 (3) A contract for services provided for the operation,  
42 30 construction, or maintenance of a public or city utility,  
42 31 combined public or city utility, or a city enterprise as  
42 32 defined by section 384.24.

42 33 HF 2792  
42 34 kh:nh/es/25

## Summary Data

### General Fund

| H.F. 2792                 | Actual<br>FY 2005<br>(1) | Estimated<br>FY 2006<br>(2) | Gov Rec<br>FY 2007<br>(3) | Final Action<br>FY 2007<br>(4) | Final Action vs<br>FY 2006<br>(5) | Page & Line<br>Number<br>(6) |
|---------------------------|--------------------------|-----------------------------|---------------------------|--------------------------------|-----------------------------------|------------------------------|
| Education                 | \$ 45,283,894            | \$ 69,593,894               | \$ 99,593,894             | \$ 104,723,894                 | \$ 35,130,000                     |                              |
| Health and Human Services | \$ 0                     | \$ 0                        | \$ 0                      | \$ 27,000                      | \$ 27,000                         |                              |
| Unassigned Standing       | \$ 0                     | \$ 0                        | \$ 0                      | \$ 9,300,000                   | \$ 9,300,000                      |                              |
| Grand Total               | <u>\$ 45,283,894</u>     | <u>\$ 69,593,894</u>        | <u>\$ 99,593,894</u>      | <u>\$ 114,050,894</u>          | <u>\$ 44,457,000</u>              |                              |



# Education

## General Fund

| H.F. 2792                              | Actual<br>FY 2005<br>(1)    | Estimated<br>FY 2006<br>(2) | Gov Rec<br>FY 2007<br>(3)   | Final Action<br>FY 2007<br>(4) | Final Action vs<br>FY 2006<br>(5) | Page & Line<br>Number<br>(6) |
|--|-----------------------------|-----------------------------|-----------------------------|--------------------------------|-----------------------------------|------------------------------|
| <b><u>Education, Department of</u></b> |                             |                             |                             |                                |                                   |                              |
| <b>Education, Dept. of</b>             |                             |                             |                             |                                |                                   |                              |
| Administrator Mentoring                | \$ 0                        | \$ 0                        | \$ 0                        | \$ 250,000                     | \$ 250,000                        | PG 24 LN 9                   |
| <b>Grants &amp; State Aid</b>          |                             |                             |                             |                                |                                   |                              |
| Student Achievement                    | 45,283,894                  | 69,593,894                  | 99,593,894                  | 104,343,894                    | 34,750,000                        | PG 1 LN 3                    |
| Graduation Requirements                | 0                           | 0                           | 0                           | 130,000                        | 130,000                           | PG 25 LN 31                  |
| <b>Total Grants &amp; State Aid</b>    | <u>45,283,894</u>           | <u>69,593,894</u>           | <u>99,593,894</u>           | <u>104,473,894</u>             | <u>34,880,000</u>                 |                              |
| <b>Total Education, Department of</b>  | <u>\$ 45,283,894</u>        | <u>\$ 69,593,894</u>        | <u>\$ 99,593,894</u>        | <u>\$ 104,723,894</u>          | <u>\$ 35,130,000</u>              |                              |
| <b>Total Education</b>                 | <u><u>\$ 45,283,894</u></u> | <u><u>\$ 69,593,894</u></u> | <u><u>\$ 99,593,894</u></u> | <u><u>\$ 104,723,894</u></u>   | <u><u>\$ 35,130,000</u></u>       |                              |

# Health and Human Services

## General Fund

| H.F. 2792   | Actual<br>FY 2005<br>(1) | Estimated<br>FY 2006<br>(2) | Gov Rec<br>FY 2007<br>(3) | Final Action<br>FY 2007<br>(4) | Final Action vs<br>FY 2006<br>(5) | Page & Line<br>Number<br>(6) |
|---|--------------------------|-----------------------------|---------------------------|--------------------------------|-----------------------------------|------------------------------|
| <u>Veterans Affairs, Comm. of</u><br>Educational Assist.-Children | \$ 0                     | \$ 0                        | \$ 0                      | \$ 27,000                      | \$ 27,000                         | PG 26 LN 7                   |

# Unassigned Standing

## General Fund

| H.F. 2792                             | Actual<br>FY 2005<br>(1) | Estimated<br>FY 2006<br>(2) | Gov Rec<br>FY 2007<br>(3) | Final Action<br>FY 2007<br>(4) | Final Action vs<br>FY 2006<br>(5) | Page & Line<br>Number<br>(6) |
|---------------------------------------|--------------------------|-----------------------------|---------------------------|--------------------------------|-----------------------------------|------------------------------|
| <b>Education, Department of</b>       |                          |                             |                           |                                |                                   |                              |
| School Property Tax Equity            | \$ 0                     | \$ 0                        | \$ 0                      | \$ 6,000,000                   | \$ 6,000,000                      | PG 30 LN 10                  |
| English as Second Lang.               | 0                        | 0                           | 0                         | 3,300,000                      | 3,300,000                         | PG 33 LN 15                  |
| <b>Total Education, Department of</b> | <b>\$ 0</b>              | <b>\$ 0</b>                 | <b>\$ 0</b>               | <b>\$ 9,300,000</b>            | <b>\$ 9,300,000</b>               |                              |
| <b>Total Unassigned Standing</b>      | <b>\$ 0</b>              | <b>\$ 0</b>                 | <b>\$ 0</b>               | <b>\$ 9,300,000</b>            | <b>\$ 9,300,000</b>               |                              |